CITY OF ADELAIDE

COUNCIL
AGENDA & REPORTS

for the meeting

Tuesday 13 July 2021
at 5.30pm

in the Council Chamber,
Adelaide Town Hall

COPYRIGHTAGENCY
LICENSED COPY

COUNCIL
Meeting Agenda, Tuesday 13 July 2021, at 5.30pm

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

1. Acknowledgement of Country

At the opening of the Council Meeting, the Lord Mayor will state:

'Council acknowledges that we are meeting on traditional Country of the Kaurna 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 Kaurna people living today.

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

2. Acknowledgement of Colonel William Light

Upon completion of the Kaurna Acknowledgment, the Lord Mayor will state:

'The Council acknowledges the vision of Colonel William Light in determining the site for Adelaide and the design of the City with its six 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.'

3. Prayer

Upon completion of the Acknowledgment of Colonel William Light by the Lord Mayor, the Chief Executive Officer will ask 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'

4. Memorial Silence

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

5. Apologies and Leave of Absence

Nil

6. Confirmation of Minutes – 8/6/2021 & 29/6/2021

That the Minutes of the meeting of the Council held on 8 June 2021 and the Special meeting of the Council held on 29 June 2021, be taken as read and be confirmed as an accurate record of proceedings, subject to:

- The motion contained in Minute 6 of the Minutes of the meeting held on 8 June 2021 relating to Item 10.1 – Toy Library [2021/00932] Presented to Committee on 1/6/2021 [C], being amended to include part 4 as follows:

  '4. Provide an update to council highlighting lessons learnt, membership uptake, member feedback, potential partnerships going forward and other statistics and information after 12 months of operating.'

- The list of Council Members indicating who was present on page 20 of the Minutes of the meeting held on 8 June 2021 being amended to include Councillor Hyde.

7. Deputations

Granted at time of Agenda Publication – 8/7/2021

7.1. Deputation – Ian Vagg – Maintaining Heritage in North Adelaide

8. Petitions

8.1. Petition – Maintaining Heritage in North Adelaide [2018/04073] [Page 4]

Licensed by Copyright Agency. You must not copy this work without permission.

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

9.1. Advice of the Adelaide Park Lands Authority – 24 June 2021 [2018/04062] [Page 7]

9.2. Audit Committee Report – 18 June 2021 [2018/04062] [Page 9]

10. Reports for Council (Chief Executive Officer's Reports)

Strategic Alignment – Thriving Communities

10.1. Bundey's Paddock/Tidlangga (Park 9) – Community Engagement Findings [2015/00666] Presented to Committee on 6/7/2021 [Page 11]

10.2. Home Buyer's Rate Remission Scheme [2021/00084] Presented to Committee on 6/7/2021 [Page 154]

Strategic Alignment – Strong Economies

10.3. Golden Wattle Parklet [DA/12/2021] Presented to Committee on 6/7/2021 [Page 159]

10.4. AEDA Advisory Committee Terms of Reference [2021/01016] Presented to Committee on 6/7/2021 [Page 171]

Strategic Alignment – Dynamic City Culture

10.5. Event in Bonython Park/Tulya Wardli (Park 27) [2021/00644] Presented to Committee on 6/7/2021 [Page 199]

10.6. Reimagined Adelaide's New Year's Eve [2021/84441] Presented to Committee on 6/7/2021 [Page 203]

10.7. The Place of Courage Location [2020/01287] Presented to Committee on 6/7/2021 [Page 210]

10.8. 2021/22 Events and Festivals Sponsorship Program Funding Recommendations [2021/00778] Presented to Committee on 6/7/2021 [Page 214]

Strategic Alignment – Enabling Priorities

10.9. Heritage Listed Property Insurance [2020/000150] Presented to Committee on 6/7/2021 [Page 218]

10.10. Strategic Plan 2020-2024 – Year One Update [2021/01226] Presented to Committee on 6/7/2021 [Page 222]

10.11. Council Member Elections – Diversity and Gender Equity [2021/00832] Presented to Committee on 6/7/2021 [Page 266]

10.12. Review of APLA Charter [2020/02211] Presented to Committee on 6/7/2021 [Page 269]

10.13. Community Land Revocation – Pirie Street Volleyball Courts Land (Pirie Street land) [2021/00828] [Page 295]

10.14. 2021 LGA Annual General Meeting [2018/04054] [Page 300]

10.15. Representation Review – Options Paper 2 [2018/04004] [Page 303]

11. Exclusion of the Public

11.1. Exclusion of the Public [2018/04291] [Page 371]
For the following reports for Council (Chief Executive Officer's Reports) seeking consideration in confidence

12.1.1. Brown Hill and Keswick Creeks Stormwater Board - Board Member Appointments [s 90(3) (a)]

12.1.2. Whitmore Square Tenancy [s 90(3) (b) & (d)]

12.1.3. Gawler UPark Priority Works [s 90(3) (i)]

12. Confidential Reports

12.1. Confidential Report/s for Council (Chief Executive Officer's Reports)

Strategic Alignment – Environmental Leadership

12.1.1. Brown Hill and Keswick Creeks Stormwater Board - Board Member Appointments [2021/01240] [Page 375]

Strategic Alignment – Enabling Priorities

12.1.2. Whitmore Square Tenancy [2021/01240] Presented to Committee on 6/7/2021[Page 380]

Licensed by Copyright Agency. You must not copy this work without permission.

12.1.3. Gawler UPark Priority Works [T2018/0091] Presented to Committee on 6/7/2021 [Page 387]

13. Lord Mayor's Reports

14 Councillors' Reports

14.1 Reports from Council Members [2018/04064] [Page 393]

15. Questions on Notice

15.1. Councillor Martin – Question on Notice – Councillor Emails [Page 396]

15.2. Councillor Martin – Question on Notice – Grote Street Towers [Page 397]

15.3. Councillor Martin – Question on Notice – Legal Costs Culture Investigation [Page 398]

16. Questions without Notice

17. Motions on Notice

17.1. Councillor Moran – Motion on Notice – Parking on Palmer Place [2018/04053] [Page 399]

17.2. Councillor Moran – Motion on Notice – MacKinnon Parade Pedestrian Refuge [2018/04053] [Page 401]

17.3. Councillor Abrahimzadeh – Motion on Notice – Sister City Relationships [2018/04053] [Page 403]

17.4. Councillor Knoll – Motion on Notice – Voters Roll [2018/04053] [Page 405]

17.5. Councillor Martin – Motion on Notice – Neighbour Day [2018/04053] [Page 407]

17.6. Deputy Lord Mayor (Councillor Couros) – Motion on Notice – Increase Voter Turnout [2018/04053] [Page 409]

17.7. Councillor Martin – Motion on Notice – Protecting Heritage Listed Buildings in the City of Adelaide [2021/01236] [Page 411]

17.8. Councillor Knoll – Motion on Notice – Former Bus Station Site [2017/04450] [Page 413]

18. Motions without Notice

19. Closure

Licensed by Copyright Agency. You must not copy this work without permission.

Petition – Maintaining Heritage in North Adelaide

ITEM 8.1 13/07/2021
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Mick Petrovski, Manager, Governance 8203 7119

2018/04073
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

EXECUTIVE SUMMARY

This report presents a petition for Council to receive which encourages the City of Adelaide to be mindful of the provisions of the *State Planning Act* and Council's own policies whenever advising the State Planning Department on Planning matters to maintain heritage in North Adelaide.

There are 35 signatories to the petition.

RECOMMENDATION

THAT COUNCIL

1. Receives the petition containing 35 signatories, distributed as a separate document to Item 8.1 on the Agenda for the meeting of the Council held on 13 July 2021, petitioning and encouraging Council to maintain heritage in North Adelaide.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities Presentation of petitions align with the Strategic Plan objective that community consultation underpins everything we do.
Policy	Not as a result of this report
Consultation	Not as a result of this report
Resource	Not as a result of this report
Risk / Legal / Legislative	Petition presented for receipt in accordance with City of Adelaide Standing Orders and the *Local Government (Procedures at Meetings) Regulations 2013 (SA).*
Opportunities	Not as a result of this report
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. A petition has been received which states:

   'We the undersigned, do hereby petition and encourage the Adelaide City Council, being mindful of the provisions in the State Planning Act which are designed to protect State and Local Heritage Places and in accord with Council's own Policies, to request the Council Administration to uphold those provisions whenever advising the State Planning Department on Planning matters and in particular to:

   - *Oppose any request to demolish a heritage listed building by applying the criteria in P07.1 of the relevant Historic Area Overlay;*
   - *Oppose any development which would dominate, encroach or unduly impact on the setting of an adjacent State or Local Heritage Place in accordance with P01.1 of the relevant Heritage Adjacency Overlay;*
   - *Oppose any development which includes new buildings whose siting and setbacks from allotment boundaries would allow them to dominate, encroach or unduly impact on the setting of an adjacent State or Local Heritage Place, in accordance with P02.1 of the relevant Heritage Adjacency Overlay.'*

2. If a petition is received the Chief Executive Officer must ensure the petition is placed on the agenda for the next ordinary meeting of Council. The original petition will be distributed to all Council Members separately. Members of the public may seek a copy of the original petition upon written request to the Chief Executive Officer.

3. To determine that a document presented is a petition pursuant to regulation 10 of the *Local Government (Procedures at Meetings) Regulations 2013 (SA)* (the Regulations), the following matters in conjunction with the requirements of the City of Adelaide Standing Orders, are assessed prior to the presentation of a petition to the Council:

   3.1. What is a Petition?

   A 'petition' is commonly defined as 'a formal document which seeks the taking of specified action by the person or body to whom it is addressed' or 'a written statement setting out facts upon which the petitioner bases a prayer for remedy or relief'.

   3.2. Does the Petition contain original signatures or endorsements, accompanied by an address?

   A petition being a document of a formal nature must contain original signatures or endorsements (not copies) and those signatures, or endorsements, must be accompanied by an address.

   3.3. Does each page of the Petition identify what the signature is for?

   Each signature must be on a true page of the petition which sets out the prayer for relief as part of that page - a sheet which contains signatures but not the prayer cannot be accepted as valid as there is no evidence as to what the signatories were attesting to.

   3.4. Language in the Petition?

   The request must be written in temperate language and not contain material that may, objectively, be regarded as defamatory or offensive in content.

4. Regulation 10 states that a petition to Council must:

   4.1. Be legibly written or typed or printed.

   4.2. Clearly set out the request or submission of the petitioners.

   4.3. Include the name and address of each person who signed or endorsed the petition.

   4.4. Be addressed to the Council and delivered to the principal office of the Council.

5. This petition listing 35 signatories meets the requirements of the Regulations and is presented for Council to receive.

ATTACHMENTS

Petition distributed separately to Lord Mayor and Councillors

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Advice of the Adelaide Park Lands Authority – 24 June 2021

ITEM 9.1 13/07/2021
Council

Program Contact:
Mick Petrovski, Manager Governance 8203 7119

2018/04062
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer – Corporate Services

EXECUTIVE SUMMARY

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

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

The Board of the Adelaide Park Lands Authority met (see Agenda document here) on Thursday 24 June 2021.

Deliberations of the Board in relation to:

- The Place of Courage Location
- Event in Bonython Park/Tulya Wardli (Park 27)
- Bundey's Paddock/Tidlangga (Park 9) – Community Engagement Findings
- Review of APLA Charter

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

These subject matters were presented in a separate report to The Committee on 6 July 2021 for Council consideration and determination on 13 July 2020:

APLA ADVICE TO NOTE

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

1. **Advice 1** – The Place of Courage Location

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Supports the location of The Place of Courage public artwork within Bonython Park/Tulya Wardli (Park 27), adjacent to the model boat lake.
2. Supports the inclusion of the Catherine House Rose as planting incorporated into The Place of Courage public artwork design.

2. **Advice 2** – Event in Bonython Park/Tulya Wardli (Park 27)

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Supports the application from ATA Entertainment Pty Ltd to hold 'Channing Tatum presents Magic Mike Live' in Bonython Park/Tulya Wardli (Park 27) from 16 April 2022 to 10 July 2022. Bump in from 4 April 2022 and bump out by 12 July 2022.

Licensed by Copyright Agency. You must not copy this work without permission.

3. **Advice 3** – Bundey's Paddock/Tidlangga (Park 9) – Community Engagement Findings

THAT THE ADELAIDE PARK LANDS AUTHORITY ADVISES COUNCIL:

That the Adelaide Park Lands Authority:

1. Notes the Community Engagement Summary as shown in Attachment A to Item 7.3 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 24 June 2021.
2. Supports the Sports Building Concept for Bundey's Paddock/Tidlangga (Park 9) as shown in Attachment B to Item 7.3 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 24 June 2021, subject to:
   2.1. The two existing buildings being removed and all landscape treatments completed with six months of finalising construction of the new building.
   2.2. All toilets being plumbed to GAP and consideration of a rooftop solar panel system.
   2.3. No doorways being provided on the northern side of the social space.
   2.4. The lessee funding the project including all shown landscape treatments.
3. Supports the Park Lands Lease Agreement for Bundey's Paddock/Tidlangga (Park 9) between Prince Alfred College and the City of Adelaide as shown in Attachment C to Item 7.3 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 24 June 2021, with the following changes:
   3.1 The offer of a 21 year lease between Council and Prince Alfred College.
   3.2 The insertion of a performance review every 5 years.
4. Supports the Community Land Management Plan Chapter for Bundey's Paddock/Tidlangga (Park 9) as shown in Attachment D to Item 7.3 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 24 June 2021.

4. **Advice 4** – Review of APLA Charter

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

That the Adelaide Park Lands Authority:

1. Supports the amendments to the Adelaide Park Lands Authority (APLA) Charter as contained in Attachment A to Item 7.4 on the Agenda for the meeting of the Board of the Adelaide Park Lands Authority held on 24 June 2021.
2. Notes that following approval by Council and then approval from the Minister, the revised APLA Charter will be gazetted.

- END OF REPORT –

Licensed by Copyright Agency. You must not copy this work without permission.

Audit Committee Report – 18 June 2021

ITEM 9.2 13/07/2021
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Mick Petrovski, Manager, Governance 8203 7119

2018/04062
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

EXECUTIVE SUMMARY

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

The Audit Committee held a meeting on Friday, 18 June 2021 and is required to report to Council after every meeting to identify and present advice and recommendations.

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

The Recommendation below is in response to the deliberation of the Audit Committee on the Internal Audit Plan 2021-22.

RECOMMENDATION

1. Report of the Audit Committee – 18 June 2021

THAT COUNCIL

1. Notes the report of the meeting of the Audit Committee held on 18 June 2021.

2. Internal Audit Plan 2021-22

THAT COUNCIL

1. Approves the City of Adelaide one-year Internal Audit Plan, contained in Attachment A to Item 5.3 on the Agenda for the meeting of the Audit Committee held on 18 June 2021 subject to the addition of a review of credit cards.

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. The Audit Committee met on Friday, 18 June 2021. The Agenda with Reports for the meeting can be viewed here.

2. The following matters were subject of deliberations:

2.1. Presentation - Adelaide Economic Development Agency Update

2.2. Financial Capitalisation Update

THAT THE AUDIT COMMITTEE

1. Notes the report.

2.3. Adoption of the Strategic Asset Management Plan

THAT THE AUDIT COMMITTEE

1. Notes the report and the Draft Strategic Asset Management Plan contained in Attachment A to Item 5.2 on the Agenda for the meeting of the Audit Committee held on 18 June 2021.

2.4. Internal Audit Plan 2021-22

THAT THE AUDIT COMMITTEE RECOMMENDS TO COUNCIL

That Council

1. Approves the City of Adelaide one-year Internal Audit Plan, contained in Attachment A to Item 5.3 on the Agenda for the meeting of the Audit Committee held on 18 June 2021 subject to the addition of a review of credit cards.

2.5. Integrated Planning Consultation Summary

THAT THE AUDIT COMMITTEE

1. Notes the summary of the consultation undertaken on the City of Adelaide Rating Policy, Draft 2021 – 2022 Business Plan and Budget, Draft Long Term Financial Plan and Draft Strategic Asset Management Plan.

2.6. 2021/22 Long Term Financial Plan Update

THAT THE AUDIT COMMITTEE

1. Notes the update on the finalisation of the City of Adelaide 2021/22 Long Term Financial Plan to be presented to Council for final adoption on 29 June 2021.

2.7. External Audit Interim Management Letter

THAT THE AUDIT COMMITTEE

1. Notes the report and the Interim Report on the 2021 External Audit as per Attachment A to Item 5.6 on the Agenda for the meeting of the Audit Committee held on 18 June 2021.

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Bundey's Paddock/Tidlangga (Park 9) – Community Engagement Findings

ITEM 10.1 13/07/2021
Council

Strategic Alignment - Thriving Communities

Program Contact:
Christie Anthoney, Associate Director, City Culture 8203 7444

2015/00666
Public

Approving Officer:
Tom McCready, Acting Director City Shaping

EXECUTIVE SUMMARY

This report presents the findings of a community engagement process undertaken on a draft community sports building concept and associated landscape plan, a draft 21-year lease agreement, and a draft Community Land Management Plan (CLMP) chapter for Bundey's Paddock/Tidlangga (Park 9).

Over a four week period we received 129 submissions. Of those that completed a feedback form (123), 38% were associated with the formal sporting use of Park 9, 24% were informal users of the park, 17% lived on MacKinnon Parade opposite Park 9 and another 14% were a local city resident.

As a result of the engagement findings, we have proposed several subtle changes to the building design, lease agreement and CLMP.

We are now seeking the approval of Council to finalise these documents and progress the community sports building project.

This matter was considered by the Adelaide Park Lands Authority on 24 June 2021.

RECOMMENDATION

THAT COUNCIL

1. Receives the Community Engagement Summary as shown in Attachment A to Item 10.1 on the Agenda for the meeting of the Council held on 13 July 2021
2. Approves the Sports Building Concept for Bundey's Paddock/Tidlangga (Park 9) as shown in Attachment B to Item 10.1 on the Agenda for the meeting of the Council held on 13 July 2021, subject to:
    2.1. The two existing buildings being removed and all landscape treatments completed within six months of finalising construction of the new building.
    2.2. All toilets being plumbed to GAP and consideration of a rooftop solar panel system.
    2.3. No doorways being provided on the northern side of the social space.
    2.4. The lessee funding the project including all shown landscape treatments.
3. Authorises the Chief Executive Officer to finalise the Park Lands Lease Agreement for Bundey's Paddock/Tidlangga (Park 9) between Prince Alfred College and the City of Adelaide as shown in Attachment C to Item 10.1 on the Agenda for the meeting of the Council held on 13 July 2021, subject to the lease being laid before both Houses of Parliament and the granting of the lease is not disallowed.
4. Authorises the Lord Mayor and Chief Executive Officer to affix the Common Seal of the Council to the Park Lands Lease Agreement.
5. Adopts the Community Land Management Plan Chapter for Bundey's Paddock/Tidlangga (Park 9) as shown in Attachment D to Item 10.1 on the Agenda for the meeting of the Council held on 13 July 2021.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Thriving Communities Leverage the Adelaide Park Lands to promote health, wellbeing and lifestyle experiences.
Policy	The Lease Agreement has been prepared in accordance with the Adelaide Park Lands Leasing and Licensing Policy. The building concept design has been assessed as being consistent with the Adelaide Park Lands Building Design Guidelines.
Consultation	Community consultation to inform this report was undertaken in accordance with the *Local Government Act 1999 (SA)* between 4 March 2021 and 6 April 2021.
Resource	Not as a result of this report
Risk / Legal / Legislative	The existing public toilets in Park 9 do not meet disability access requirements. The proposed building design addresses this issue and creates connections to existing paths in the park. The removal of existing buildings and provision of a new building will require Development Approval. The City of Adelaide is required to review its Community Land Management Plan for the Adelaide Park Lands at least once every five years.
Opportunities	New fit for purpose amenities will create accessible public toilets to service the entire activity hub and a facility that can cater for contemporary community sporting requirements including male, female and junior participants, as well as supporting non-sporting community development activities.
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	A minimum of 21 years
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	In accordance with the lease agreement, the lessee will be responsible for ongoing maintenance costs related to this project, excluding the public amenities. Council will undertake maintenance of the public amenities and agreed landscape elements as per current maintenance schedules of existing facilities.
Other Funding Sources	The removal and remediation of existing buildings and the provision of the proposed new building, including the public amenities and associated landscaping will be funded by the lessee.

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. On the 15 December 2020, Council resolved:

   'That Council:

   1. Notes the timeline of advice and decisions to date on this matter including Council approval in 2015 to consult on a building concept developed by Prince Alfred College as shown in Attachment A to Item 10.3 on the Agenda for the meeting of the Council held on 15 December 2020.

   2. Approves the building concept for Bundey's Paddock/Tidlangga (Park 9) as shown in Attachment B to Item 10.3 on the Agenda for the meeting of the Council held on 15 December 2020 for the purpose of community consultation for a four week period, subject to the building concept incorporating the following amendments:

      2.1. A building footprint, as defined by the Adelaide Park Lands Building Design Guideline, that does not exceed 410sqm as recently advised by the Adelaide Park Lands Authority Board.

      2.2. A floor plan with changerooms and player amenities that meet the minimum requirements for a local facility as per the AFL Preferred Facility Guidelines and three unisex public toilets including an accessible toilet.

      2.3. The proposed removal of the Callitris tree adjacent the public toilets.

      2.4. Lighting along the permeable entry path between Bundeys Road and the public amenities.

      2.5. A series of treatments including consideration of extending the proposed swales, tree plantings and provision of urban elements (bollards and light poles) to ensure service/maintenance vehicles are contained to the permeable entry path.

   3. Approves the draft Lease Agreement as shown in Attachment C to Item 10.3 on the Agenda for the meeting of the Council held on 15 December 2020, being released for statutory consultation for a four week period.

   4. Notes the 'Prince Alfred College Park 9 Management Plan' as per Attachment D to Item 10.3 on the Agenda for the meeting of the Council held on 15 December 2020 and requests that the Plan specifically identify residents living on MacKinnon Parade between Mann Terrace and Jerningham Street as being provided in their letterbox with:

      4.1. An annual calendar of football matches scheduled in Bundey's Paddock/Tidlangga (Park 9) 14 days prior to the scheduling of the first match of the season.

      4.2. Notification of an event or activity that is likely to attract greater than 250 people (including participants) in Bundey's Paddock/Tidlangga (Park 9) 14 days prior to the event or activity.

   5. Approves the revision of the Adelaide Park Lands Community Land Management Plan for Bundey's Paddock/Tidlangga (Park 9) as per Attachment E to Item 10.3 on the Agenda for the meeting of the Council held on 15 December 2020, being released for statutory consultation for a four week period.'

2. Prior to commencing community engagement, the relevant documents were amended to reflect the above Council Decision.

Community Engagement Process

3. Community engagement was undertaken between 4 March 2021 and 6 April 2021. During this time the community had the opportunity to provide feedback on three proposals relating to Bundey's Paddock/Tidlangga (Park 9), being:

   3.1. A draft 21-year lease agreement between the City of Adelaide and Prince Alfred College (who will be the headlease holder) for the proposed new building and adjacent community sporting ground.

   3.2. A community sports building concept design and associated landscape plan.

   3.3. A draft Community Land Management Plan (CLMP).

4. Engagement tools included:

   4.1. Information sessions in Park 9 on Sunday 14 March and Thursday 18 March 2021.

   4.2. Letter box drop to residents living on MacKinnon Parade between Jerningham Street and Mann Terrace.

   4.3. Poster drop to businesses in Melbourne Street.

Licensed by Copyright Agency. You must not copy this work without permission.

4.4. Signage in Park 9.

4.5. Engagement packs in City of Adelaide libraries, community centres and customer centre.

4.6. Your Say Adelaide webpage.

4.7. Government Gazette publication on 4 March and Public Notice in The Advertiser on 5 March 2021.

4.8. Paid social media posts.

4.9. Digital posters on City of Adelaide screens.

4.10. E-mails to relevant stakeholders.

5. During the engagement process, we received 129 submissions in total. 123 submissions were received via the feedback form and another six submissions were received via e-mails and letters.

6. Of those that completed a feedback form, 38% were associated with the formal sporting use of Park 9, 24% were informal users of the park, 17% lived on MacKinnon Parade opposite Park 9 and another 14% were a local city resident. A summary of the community engagement findings is provided in **Attachment A**.

7. As a result of the community engagement findings, the following amendments and recommendations are proposed in relation to the building concept, lease agreement and CLMP.

Document	**Finding**	**Amendment/Response**
Lease Agreement	Several respondents commented on the need to manage the lessee to ensure they comply with the lease conditions.	Revised tenure arrangement from an unbroken 21 years to 10 + 11 years to ensure a substantial lessee performance review occurs at the ten year mark. This aligns with the ten year compensation clause contained in the lease agreement. This clause states that Council must pay to the lessee reasonable compensation for loss and damage including consideration of the costs and expenses incurred in the proposed building project, if Council terminates the agreement (including as a result of a breach) within the first ten years.
Lease Agreement	Multiple respondents recognised the community benefit of allowing the proposed building to be hired between 8.00am and 6.00pm. Several respondents were concerned about a private school holding a lease in the Park Lands.	Permitted use definition expanded to include ‘community development activity’ and wording strengthened to ensure lessee is compelled to facilitate appropriate community use.
Lease Agreement	Some respondents requested a clearer definition of ‘community use’ to ensure the building was not hired by commercial organisations.	Revised wording allowing only not for profit groups undertaking activities consistent with the ‘permitted use’ will be able to hire the building.
Lease Agreement and CLMP	There was strong support for retaining the existing liquor licence arrangements of Saturdays between 12noon and 6.00pm. It was suggested that this arrangement be stated in the lease agreement and Community Land Management Plan to ensure it was not altered over the life of the lease agreement.	Liquor licence arrangement of Saturdays 12noon to 6.00pm detailed in the lease agreement and CLMP.
Lease Agreement and CLMP	To deter any future increase in building footprint, it was suggested that the proposed building footprint be detailed, and the enclosing of outdoor undercover areas not be permitted.	Wording added with regards to the proposed 410sqm building footprint in the lease agreement and no enclosing of outdoor areas detailed in the lease agreement and CLMP.
Lease Agreement and CLMP	Some respondents expressed concerns about the storage of cricket sight screens and top-dressing materials on the northern edge of the park.	Wording added to the lease agreement and CLMP relating to equipment and materials being stored on the southern side of the park.

Licensed by Copyright Agency. You must not copy this work without permission.

CLMP	Most respondents strongly agreed or agreed with the proposals and content contained in the draft Community Land Management Plan (CLMP). Several respondents who felt neutral about the draft CLMP, requested consideration of landscape improvements on the northern edge of Park 9 to deter vehicles entering the park. It was also suggested that pedestrian access be improved on the northern edge.	Wording added in relation to improving pedestrian access along the northern edge of the park, building on the existing wording of considering landscape treatments to deter unauthorised vehicles entering the park.
CLMP	It was suggested that the removal of the existing buildings should be explicit.	Wording added in relation to the new building and its provision being subject to the removal of the existing buildings. Recommendation in report that the existing buildings must be removed.
Building Concept	Several respondents requested more sustainability features, including water collection/re-use, solar panels, double glazing and green waste management.	Recommendation in report that the lessee utilise GAP water for flushing toilets and consider a rooftop solar panel system.
Building Concept	Some respondents were concerned by the proposed building location, particularly in relation to the introduction of a social space.	Recommendation in report that there are no doorways on the northern side of the social space to reduce noise from the building emanating towards residents.

8. In addition to the above documents, PAC retains its Park 9 Management Plan, which incorporates a 'code of conduct' for users of the leased facilities. A copy is provided at Link 1 view here.

9. In discussing these amendments with PAC, they have indicated that they do not support:

   9.1. The revised tenure arrangements.

   9.2. Including the details of the liquor licence arrangement in the lease agreement.

   9.3. The absence of doorways on the northern side of the social space.

Adelaide Park Lands Authority

10. The Adelaide Park Lands Authority (APLA) considered this matter on 24 June 2021. APLA supported the project, but recommended changes to the lease agreement with an unbroken 21 years and more frequent performance reviews built in.

Next Steps

11. It is recommended that Council approves the community sports building concept as shown at **Attachment B** subject to:

    11.1. The two existing buildings being removed and all landscape treatments completed within six months of finalising construction of the new building.

    11.2. All toilets being plumbed to GAP and consideration of a rooftop solar panel system.

    11.3. No doorways being provided on the northern side of the social space.

    11.4. The lessee funding the project including all shown landscape treatments.

12. The lessee will then seek Development Approval for the new building and removal of the two existing buildings.

13. Subject to PAC accepting the lease agreement and Council authorising the lease agreement between the City of Adelaide and PAC for Park 9 as shown at **Attachment C**, the lease agreement will be laid before both Houses of Parliament for a minimum of 14 sitting days concurrently.

14. Subject to the lease agreement not being disallowed, it is recommended that the Lord Mayor and Chief Executive Officer affix the Common Seal of the Council to the Park Lands Lease Agreement.

15. The CLMP as shown at **Attachment D**, will be finalised for publication on Council's website.

Licensed by Copyright Agency. You must not copy this work without permission.

16. Everyone who responded to the Park 9 community engagement will be notified of the engagement findings and the final Decision of Council.

DATA AND SUPPORTING INFORMATION

Link 1 – Prince Alfred College Park 9 Management Plan

ATTACHMENTS

Attachment A – Community Engagement Summary – Bundey's Paddock/Tidlangga (Park 9)

Attachment B - Sports Building Concept for Bundey's Paddock/Tidlangga (Park 9)

Attachment C - Lease Agreement for Bundey's Paddock/Tidlangga (Park 9)

Attachment D - CLMP Chapter for Bundey's Paddock/Tidlangga (Park 9)

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

COMMUNITY ENGAGEMENT SUMMARY

Bundey's Paddock/Tidlangga (Park 9)

- Draft 21-year lease agreement between the City of Adelaide and Prince Alfred College
- Draft community sports building concept design and associated landscape plan
- Draft Community Land Management Plan

May 2021

CITY OF ADELAIDE

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

DOCUMENT PROPERTIES

Contact for enquiries and proposed changes

If you have any questions regarding this document, please contact:

Contact Officer: Ray Scheuboeck

Title: Team Leader Community Lifestyle

Phone: (08) 8203 7688

Email: r.scheuboeck@cityofadelaide.com.au

Record Details

HPRM Reference: ACC2021/76177

HPRM Container: 2015/00666

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

1. BACKGROUND

Prince Alfred College (PAC) is the current lessee in Bundey's Paddock/Tidlangga (Park 9) and in 2015 approached Council with a desire to replace its existing changerooms with a facility that met AFL Preferred Facility Guidelines including a social space.

Following a community engagement process in 2015 on a building concept design developed by Prince Alfred College, the lessee was directed by Council to revise the proposal.

A new building concept design was submitted to Council in 2020 along with a PAC Management Plan.

In the interim, a new draft lease agreement for Park 9 was developed by Council and a draft revision of the Community Land Management Plan (CLMP) for Park 9 was developed as required by the *Local Government Act 1999 (SA).*

On 15 December 2020, Council approved a draft building concept design and associated landscape plan, a draft 21 year lease agreement between the City of Adelaide and Prince Alfred College, and a draft Community Land Management Plan (CLMP) for Bundey's Paddock/Tidlangga (Park 9) for the purpose of undertaking community consultation.

The findings of this consultation will be provided to the Adelaide Park Lands Authority and Council Members in order to inform their advice and decisions in relation to the building concept design, lease agreement and CLMP.

Licensed by Copyright Agency. You must not copy this work without permission.

Item 7 Attachment A

1.1 Key Dates

Community engagement occurred between 4 March and 6 April 2021. Drop in sessions were held in Park 9 on Sunday 14 March and Thursday 18 March 2021.

1.2 Key Numbers

1,322	visits to the Your Say Adelaide engagement page
578	people viewed/downloaded a document
129	feedback submissions received in total
123	submissions were received via the feedback form
47	respondents were related to or part of sporting use of Park 9
21	respondents were residents living on MacKinnon Parade opposite Park 9
6	submissions were received via an e-mail or letter
2	drop in sessions were held in Park 9

Licensed by Copyright Agency. You must not copy this work without permission.

Item 6.1 - Attachment A

1.3 Key Findings

Most respondents agreed with the permitted use described in the draft lease agreement, whilst several respondents disagreed with the principle of a private school holding a lease in the Park Lands.

Multiple respondents recognised the community benefits of allowing the proposed building to be hired between 8.00am and 6.00pm, whilst some respondents agreed with the hiring conditions on the proviso that they did not change over the life of the lease agreement.

Some respondents requested a clearer definition of 'community use' to ensure the building was not hired by commercial organisations.

Most respondents agreed or strongly agreed with the lessee providing information about Park 9 sporting events and activities in advance to residents living on MacKinnon Parade (between Mann Terrace and Jerningham Street).

There was strong support for retaining the existing liquor licence arrangements of Saturdays between 12noon and 6.00pm. It was suggested that this arrangement be stated in the lease agreement and Community Land Management Plan to ensure it was not extended over the life of the lease agreement.

The majority of respondents agreed with the proposed building location, whilst just over half of the respondents living on MacKinnon Parade opposite Park 9 did not agree.

Most respondents agreed with the building concept design and associated landscape plan. Respondents living on MacKinnon Parade opposite Park 9 were equally divided between agreeing with and not agreeing with the concept design and landscape plan.

Several respondents requested more sustainability features, including water collection/re-use, solar panels, double glazing and green waste management.

Most respondents strongly agreed or agreed with the proposals and content contained in the draft Community Land Management Plan (CLMP). Several respondents who felt neutral about the draft CLMP, requested consideration of landscape improvements on the northern edge of Park 9 to deter vehicles entering the park.

Nearly all respondents agreed with the need for improved facilities to support formal and informal use of Park 9.

Item 10.1 - Attachment A

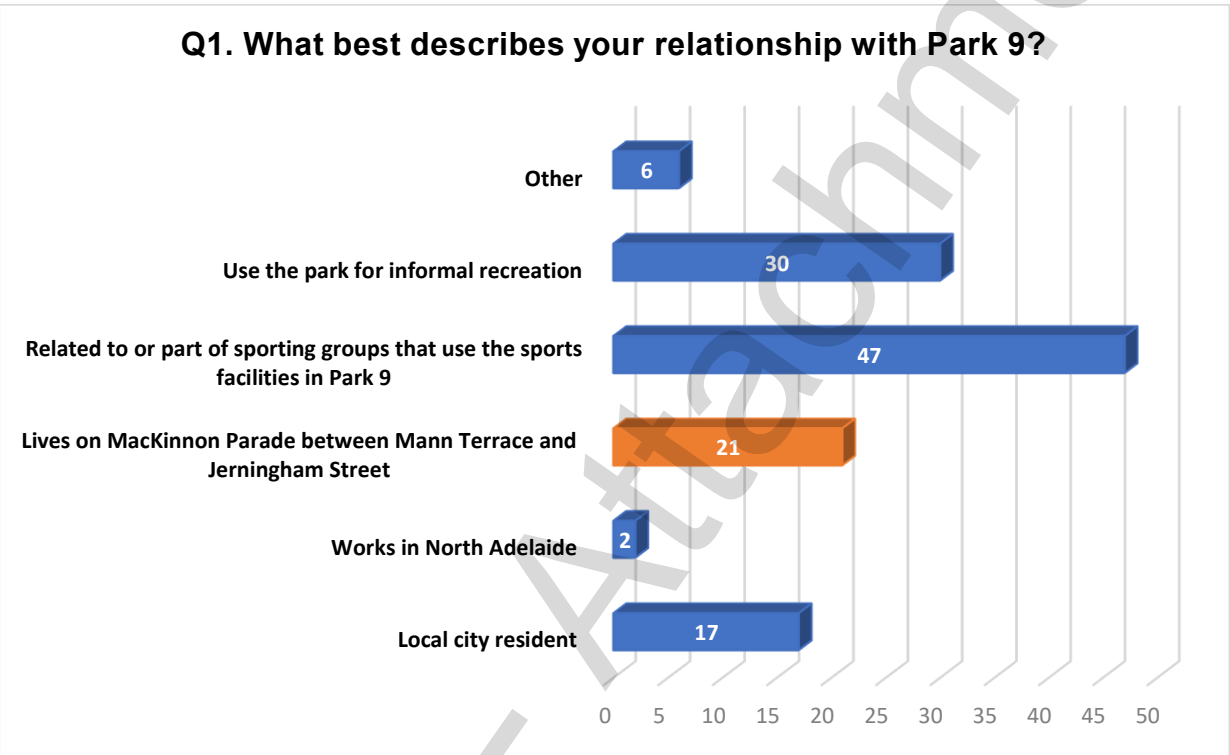
Licensed by Copyright Agency. You must not copy this work without permission.

2. SUBMISSION FORM RESPONSES

The following is a summary of the 123 submissions that we received using the feedback form. It was not possible to include the six written submissions received from individuals and organisations as they did not include information relevant to this section. These submissions are summarised later in this report (Section 3).

A copy of all comments submitted as part of this engagement process is provided in Section 4 of this report.

2.1 Relationship to Park 9



People were asked to select one option that best described their relationship with Park 9.

Over one third (38%) of respondents were associated with the formal use of the sporting facilities in Park 9.

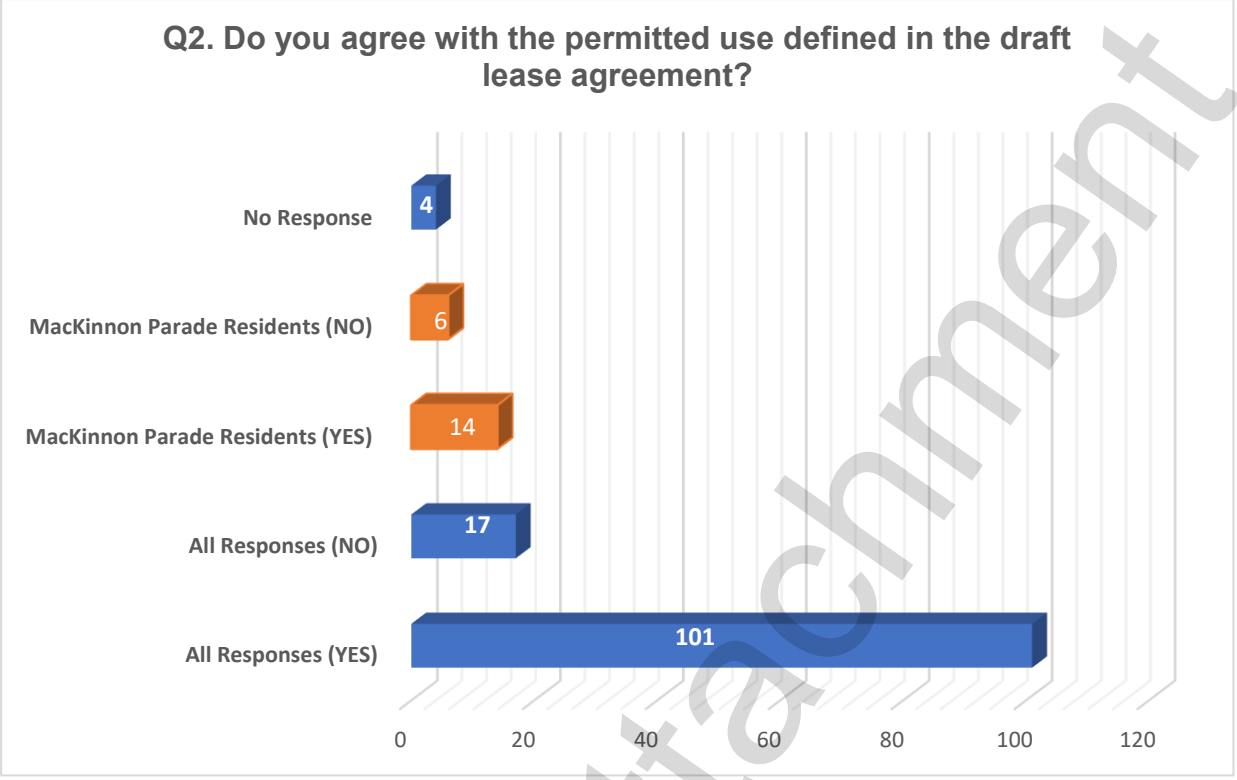
Nearly a quarter of respondents were informal users of the park.

17% of respondents lived on MacKinnon Parade directly opposite Park 9.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

2.2 Permitted Use



The draft lease agreement defines permitted use as:

'Changerooms and associated spectator facilities supporting school PE Lessons, community use and the playing of cricket, football and other sports (including training and games) and limited scale food and beverage facilities for use in connection with sports activities (with functions or events limited to sports related functions or events during and for a period not exceeding two (2) hours immediately following a sporting event and concluding no later than the times stated in ITEM 7).'

People were asked if they agreed with the description.

Most respondents agreed to the permitted use defined in the draft lease agreement. Reasons for agreeing included:

- it is appropriate for facilities designed for community sport
- it sounds reasonable/fair
- it is consistent with existing use

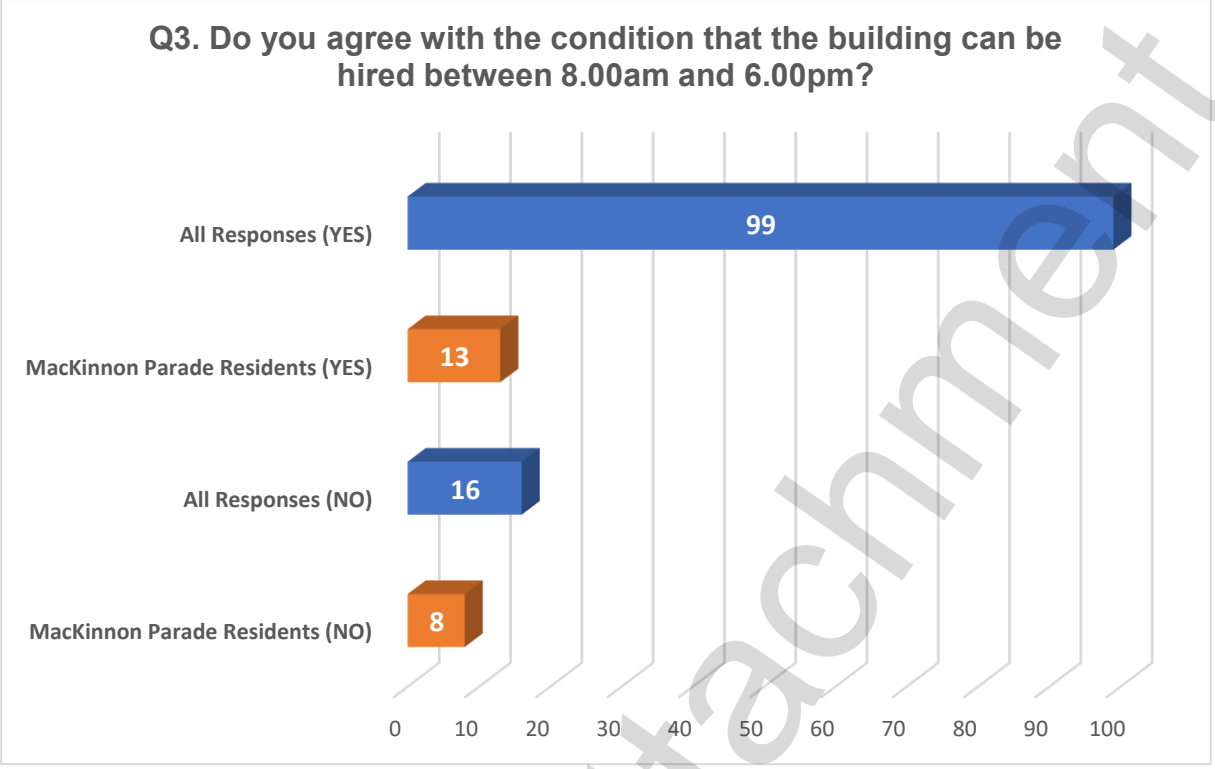
Reasons for not agreeing included:

- private schools should not hold leases in the Park Lands
- not supportive of the change in use or proposed finish times (too late)
- time limits are too restrictive (too early)

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

2.3 Hire Conditions



The draft lease agreement proposed that:

'The Lessee must not sublet, hire out or otherwise part with possession of the Leased Area without the consent of Council, and only hire out the Leased Area between the hours of 8.00am and 6.00pm.'

People were asked if they agreed with these conditions.

Multiple respondents who agreed with the hire conditions commented on the benefits this would bring to the broader community and that the Park Lands should be utilised as much as possible.

Some respondents agreed on the proviso that the hire conditions remain unchanged for the life of the lease agreement (ie times and permitted use).

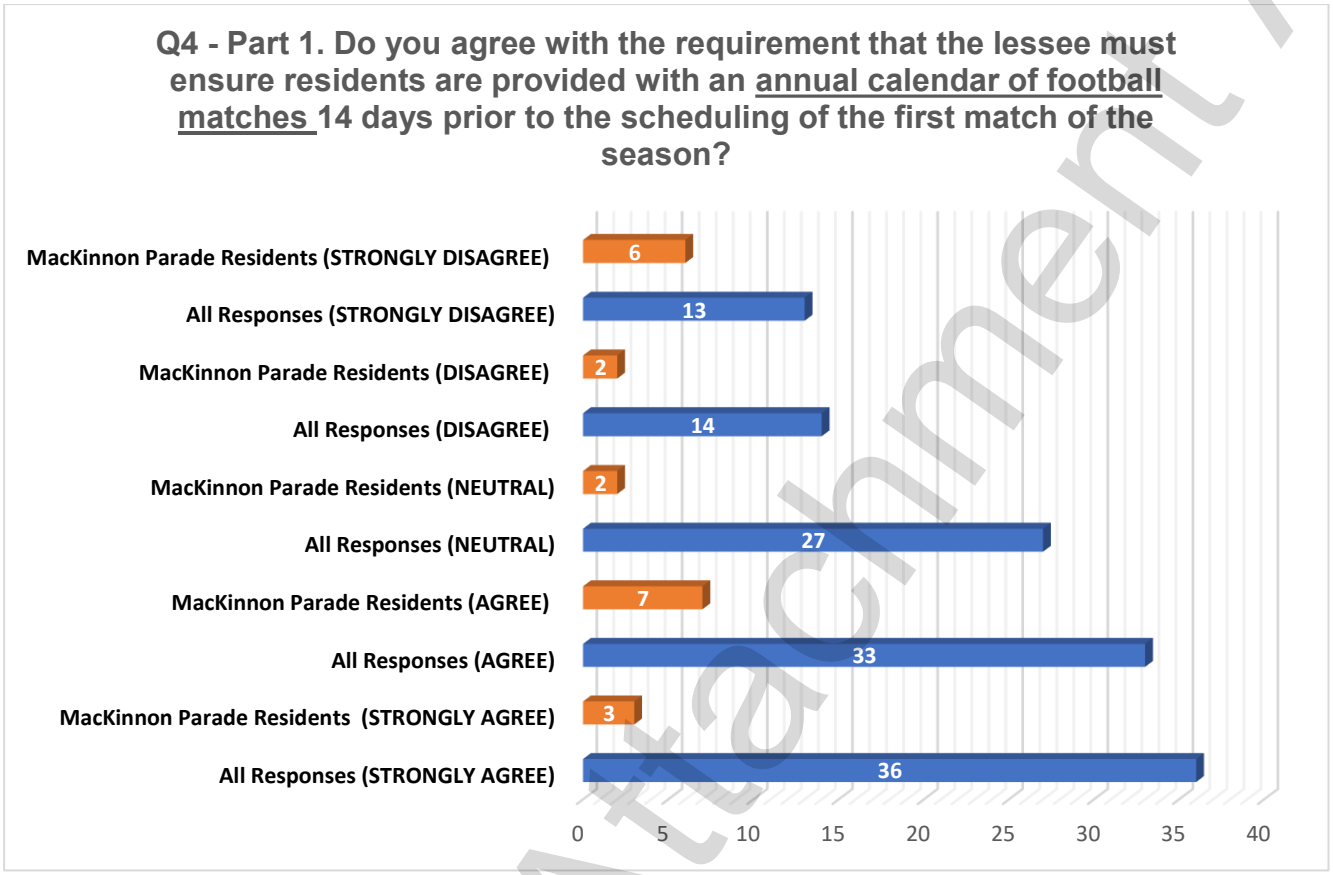
Reasons for not agreeing included:

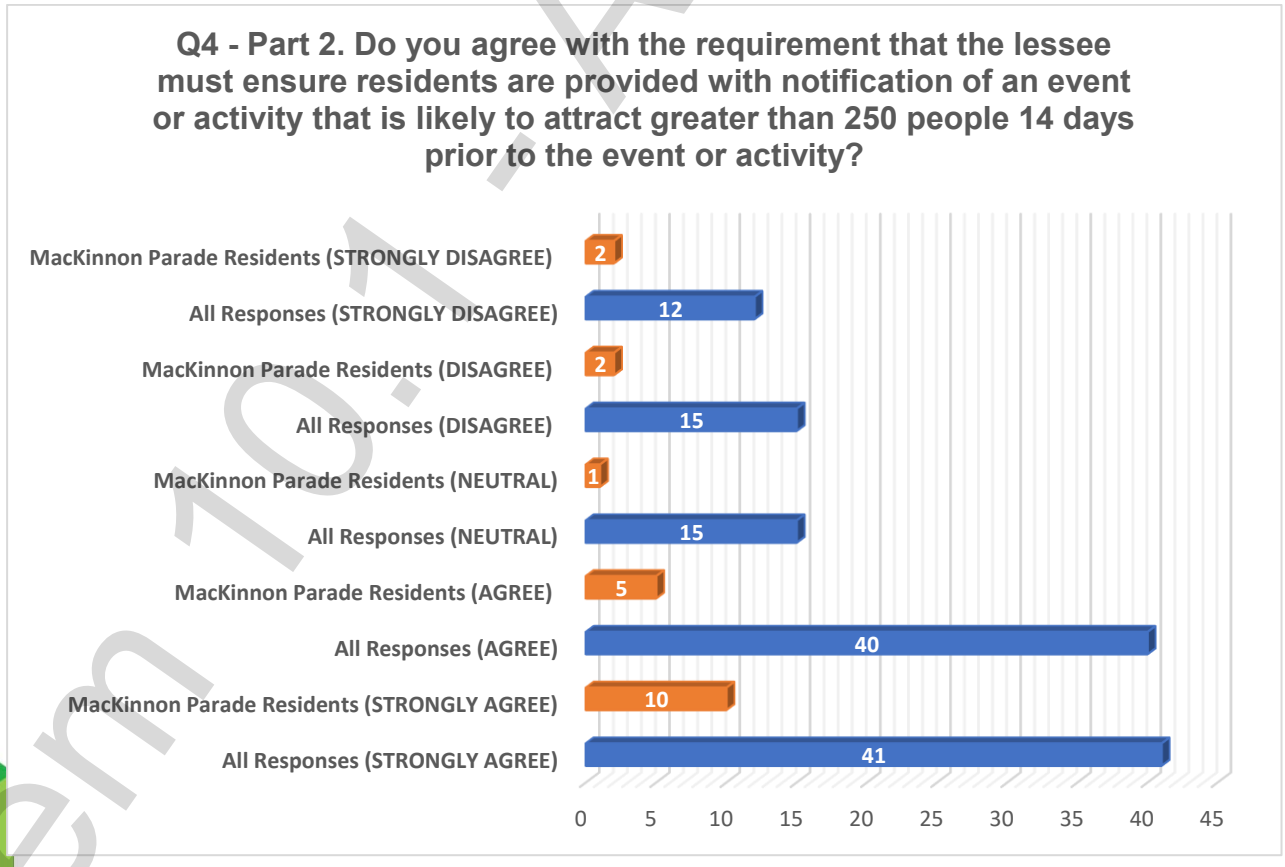
- should be able to hire beyond 6.00pm
- the hire times were too long
- there should not be any commercial use of the building

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

2.4 Communication with Residents





Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

PAC has developed a management plan for the proposed building in Park 9 and within that has included actions relating to informing residents immediately opposite the park of events and activities.

People were asked if they agreed with these requirements.

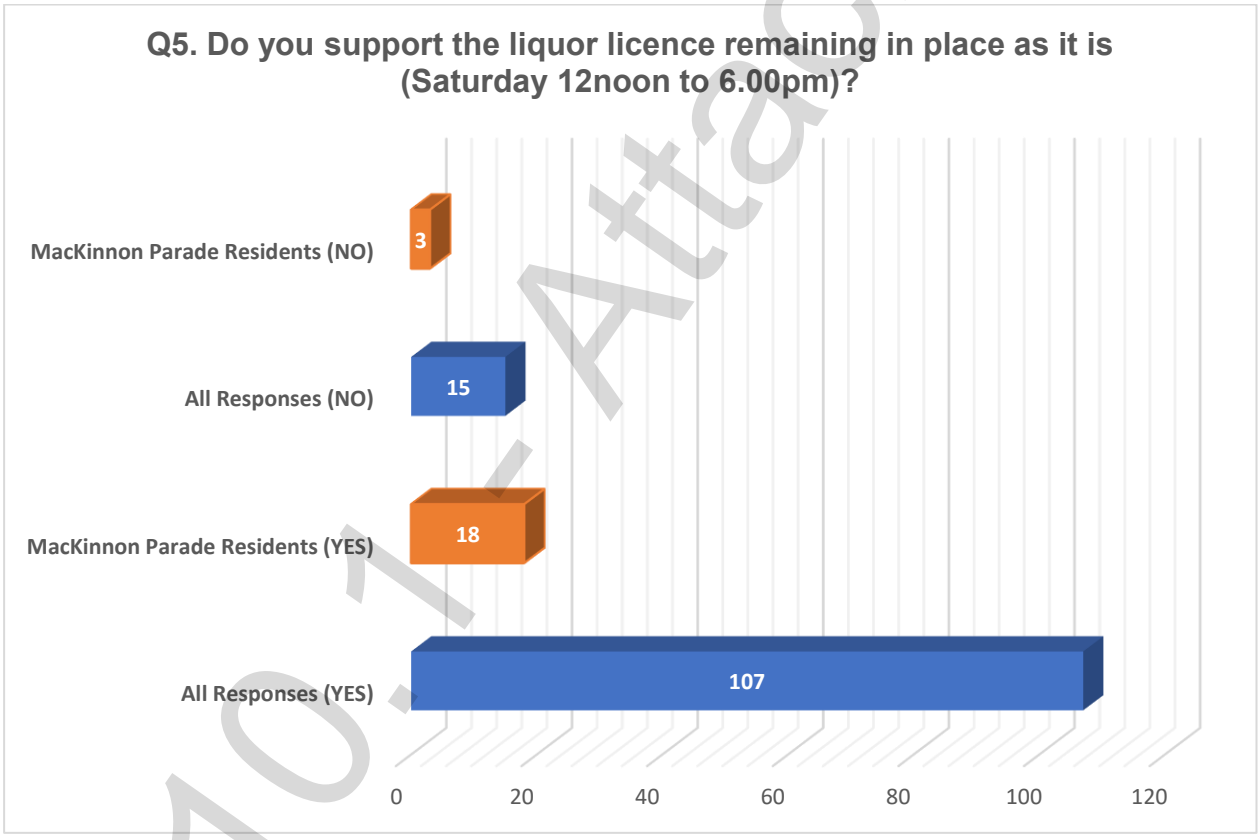
Most respondents agreed or strongly agreed that there was value in the lessee providing information about events and activities in Park 9 to residents living on MacKinnon Parade between Mann Terrace and Jerningham Street.

Generally, respondents saw the greatest benefit in residents being informed about the larger events.

A few respondents asked for clarification of the measurement of 250 people (ie 250 people at one time or over a day).

Some respondents thought this was an onerous task, whilst others acknowledged that activities and events listed on the annual calendar could change over the course of a season.

2.5 Liquor Licence



The draft lease agreement requires the lessee to obtain Council's consent prior to serving, selling or providing alcohol. The primary user of the facilities in Park 9, being Prince Alfred Old Collegians Association, currently holds a liquor licence for Saturdays between the hours of 12noon and 6.00pm.

People were asked if they supported this arrangement continuing.

Most respondents supported the existing liquor licence arrangements of Saturdays between 12noon and 6.00pm.

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.1 - Attachment A

Numerous respondents supported it on the proviso that it would be monitored and not changed going forward.

Conversely, multiple responses were supportive but suggested that the time be extended to later in the evening, particularly during the summer as cricket matches traditionally finished later.

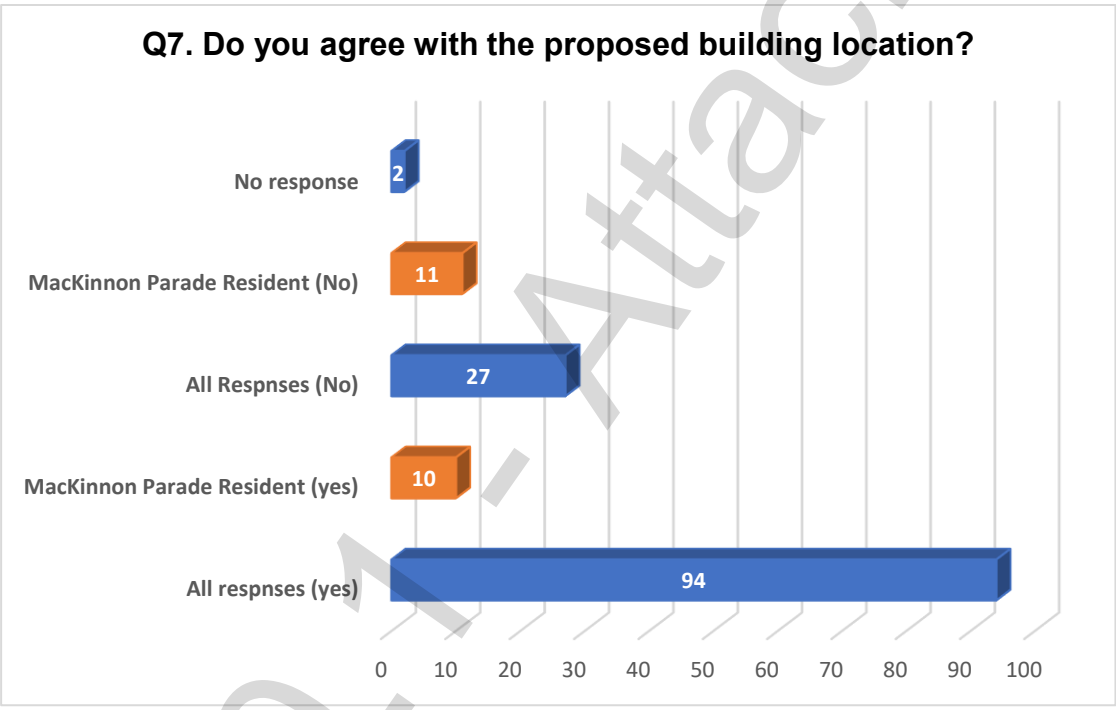
2.6 Other Comments on the Draft Lease Agreement

People were asked if they had any other comments on the draft lease agreement.

Multiple respondents took the opportunity to comment on the poor state of the existing changeroom facilities, while others mentioned the need for improved facilities.

One respondent requested that the cricket sightscreens be addressed in the lease in relation to off-season storage and another requested that the proposed building have double glazed windows.

2.7 Community Sports Building Location



The building concept design developed by PAC shows the building located on the south-west side of the sports oval, positioning it between the activity hub (playspace) and oval.

People were asked if they agreed with this location.

Most respondents agreed with the proposed location of the building, with reasons given including:

- better location for viewing sport and providing shelter
- a sensible/balanced location
- close to the playground

Item 10.1 - Attachment A

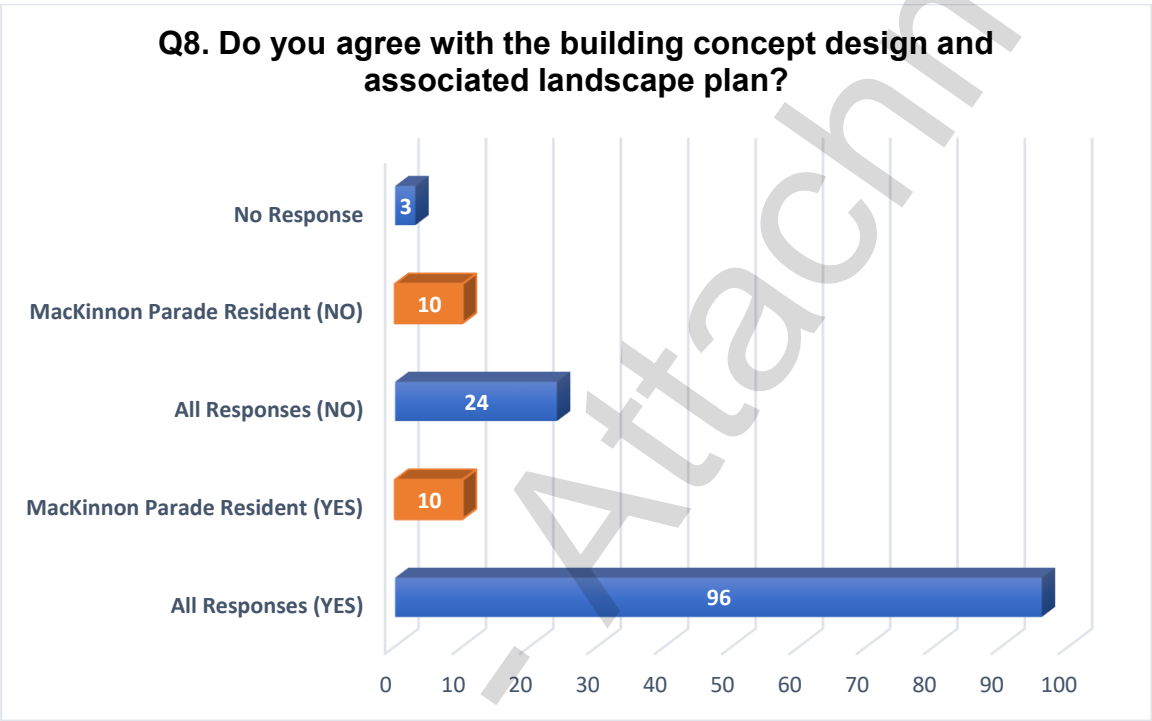
Licensed by Copyright Agency. You must not copy this work without permission.

Just over half of the respondents who live on MacKinnon Parade opposite Park 9, did not agree with the proposed building location. Reasons given included:

- prefer the same location as the existing building
- too close to homes
- will be harder to access and require more infrastructure

Several respondents who didn't support the location recommended that the building be more centrally located (ie further north).

2.8 Building Concept Design and Landscape Plan



The building concept design developed by PAC provides information on the building appearance, materials etc and includes a landscape plan of the surrounds including access paths.

People were asked if they agreed with the design and landscape plan.

Most respondents agreed with the building concept design and associated landscape plan. Common reasons for agreeing included:

- looks good/great/nice
- fits in
- modern design

The most common reason cited for not agreeing was that the building was too large, followed by the building being in the wrong location.

Two respondents made reference to the sustainability credentials of the design and asked for the design to either collect rainwater or utilise recycled water (ie GAP).

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Respondents who live on MacKinnon Parade opposite Park 9 were equally divided between agreeing with and not agreeing with the concept design and landscape plan.

2.9 Other Comments on the Community Sports Building

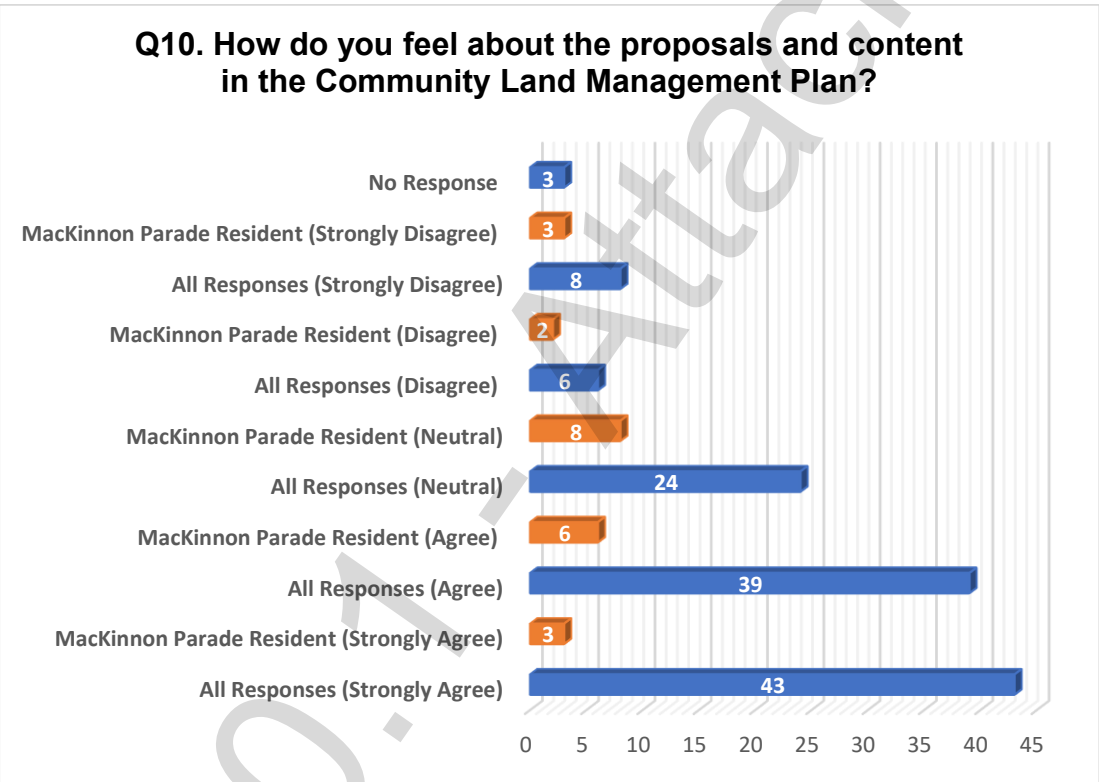
People were asked if they had any additional comments in relation to the proposed building.

Multiple respondents mentioned that the project was needed and would be an improvement on the existing facilities.

Several respondents requested sustainability considerations including solar panels, double glazing and green waste collection.

One respondent recommended retention of the existing maintenance shed to facilitate a 'men's shed' in Park 9.

2.10 Proposals and Content of the Draft Community Land Management Plan



Most respondents strongly agreed or agreed with the proposals and content contained in the draft Community Land Management Plan (CLMP).

Common reasons for agreeing included comments such as appropriate, sensible and fair.

Two respondents agreed with the proposed dog management conditions.

Several respondents who felt neutral about the draft CLMP, requested consideration of landscape improvements on the northern edge of Park 9 including treatments to deter vehicles entering the park.

Reasons cited for not agreeing with the CLMP were varied. Single reason responses included:

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

- a heritage listed park should not have a centrally located building
- more investment in the Park Lands Trail
- lack of explanation of why the public cannot use the land during sporting events
- increase in footprint is wrong

2.11 Further feedback on any part of this consultation

People had the opportunity to provide a general comment about the consultation.

Multiple respondents mentioned that the proposed improved facilities would benefit everyone using Park 9.

Several respondents asked that there be no buildings in the Park Lands.

Two respondents referred to the proposed toilets and requested signage and baby change facilities, whilst one respondent requested additional dog poo dispensers.

3. E-MAIL AND LETTER SUBMISSIONS

This section summarises six written submissions that were received in an e-mail or letter format.

Submissions were received from four individuals and the following organisations:

- South Australian National Football League
- The North Adelaide Society

3.1 Individuals

One respondent liked the proposed building design. Other respondents raised concerns about the extent of built form on the Park Lands.

3.2 South Australian National Football League

The South Australian National Football League (SANFL) expressed support for the building design and the prioritising of family friendly facilities to accommodate diverse user needs.

The SANFL indicated that the design largely met the AFL Preferred Facilities Guidelines, although they were concerned by the smaller than recommended social/community space.

3.3 The North Adelaide Society

The Society suggested that the lease agreement and Community Land Management Plan (CLMP) clearly express:

- the liquor licence arrangements (preferring to see a licence only for exceptional events)
- no further expansion of building footprint beyond what is proposed
- no enclosure of outdoor spaces under roof areas

The Society suggested a need to define ‘community use’ in the lease agreement and that the CLMP note the requirement to remove the existing buildings.

Whilst largely supportive of the building design, the Society believed the white roof line was incongruous with the design overall.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

4. VERBATIM RESPONSES

4.1 Permitted Use

Response	Comments
Yes	*I agree to this with reservations as I disagree with the sale and consumption of alcoholic beverages in close proximity to and within clear viewing by residents and young users of the community playground and sports facilities.*
	Matches current use
	Park 9 is used for sporting events, and at sporting events food and drink are sold. It think it's reasonable that this continues within the timeframes outlines in the agreement.
	I think this is a fair time for food and beverage to be served.
	I believe that this new building is essential to the area because existing facilities are woeful and I'm reluctant to use them given their poor state.
	Plan looks good. Should improve use and also develop the site in a friendly and environmentally sympathetic way.
	It's consistent with my expectations of the property choice.
	It is good that schools and sporting groups have access to appropriate updated facilities to use following sporting events
	I support progress
	It's good for the sporting teams that use the ground, to have appropriate facilities for both players and spectators.
	I think it is great that the parklands can be used by individuals who are promoting friendly activity and health
	It is appropriate that use be maximised by the school and the club, and that food and drink be available within limited times
	The facilities are appropriate, well scaled and will enhance an ageing existing structure.
	Both appear reasonable
	great to see sporting groups use decent facilities
	This is already a well used facility for the activities listed in the draft agreement and the proposed upgrades will further improve the amenity for users.
	The combination of use of PL i.e Leisure/ Recreation and sport is beneficial for all
	The lessee taking responsibility for utilities and rates as well as environmental impacts and obligations makes sense.
	I agree with the permitted use define in Item 5 and Item 9
	The rate of growth in women's sport requires a move towards developing appropriate spaces to provide for their needs. The current facility at Bundey's Reserve does not encourage young women to pursue any of the sporting options that Park 9 provides.
	Important that schools and sporting groups have access to upgraded facilities on a similar footprint in Park 9
	The current facilities at Park 9 are abysmal. For a Division 1 Football and Cricket Club there should be modern and safe facilities. As I understand the clubs are footing the bill for this development and it wont change its liquor licensing or take up more space than it already is. The fact that the public will also have access to these facilities is a fantastic thing. As the current public toilets out the back

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	are dark, dingy, old, the doors don't lock properly in the men's and generally have an unsafe feeling about them, especially at night time. *There cant be any reasonable reason to not allow these rooms as they will not change the nature of use.* *The only outcome from the development is an improved facility for junior and senior sports and the general public. Must go ahead!!*
	Consistent with existing use
	Great that sporting groups can have access to nice, clean facilities.
	I was very disappointed over four years ago when the new playground was installed - minus toilets - and this project was stalled. *Thank goodness the Wright brothers were born in the last century - there is no way a plane would get in the air today!*
	Consistent with long term use of Park 9 for sport and limited social activities
	Looks like reasonable use - not too late at night.
	The use of Parklands for sporting activity provides a vibrant and healthy outcome for the community and ensures assets are not under utilized.
	Yes that's reasonable. No different than the current use.
	Good that schools and sporting groups will have access to proper facilities at the ground and appropriate the license can be in use during sporting event/immediately after sport.
	Improving facilities for sports group and school is a positive move, proper facilities are important.
	I think the parkland should be protected and used by the public. I don't mind the sport, what I object to the activities that aren't sports related.
	with the restriction (believed implicit) to education purposes
	Essentially, we assume this continues the current obligations but on an enlarged scale.
	I see no reason to change the use of the area but do find some faults with the proposal.
	But in the first instance in principle I am (underline) strongly opposed (end underline) to private schools having the ability to fund and control City Parklands. If PAC are approved this opens the way for Pulteney OS, Blackfriars, CBC etc.
	I understand that Council and APLA believe it is fair. 2 hours after the end of a sporting event seems very fair for everyone.
	Seems reasonable
	While it would be nice to expand the use of the facilities and area in general, it is unlikely to be approved with greater flexibility and as such, I support its current format.
	Its Prince Alfred's responsibility to up keep the new facility.
	Great for community to have good sporting facilities
	Council itself believes it is reasonable
	The Council believes it is reasonable
	I agree as it fits the brief of the application.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	I am content with the permitted use as defined in Item 5 and Item 9 of the First Schedule. It is good to have an environmental clause in the lease agreement.
	As a resident I have no issues with present use of the park and would like it to continue as is.
	Because the existing facilities are dated, inadequate and well below acceptable modern standards.
	Seems very reasonable and will prevent the ground from being used as a function centre.
	The permitted use is consistent with the manner in which the facility has been utilised over the past 20 years
	The current facilities are an eyesore and inadequate for the use they are intended for. They are in the wrong location and are of no benefit to the current sporting clubs nor the general public. A redevelopment would improve the aesthetics of the area as well as provide a far better facility for sporting clubs and the general public. There would be no impact on residents from this upgrade.
	As a representative of the Walkerville Junior Football Club who sub-lease park 9 for 14 Sundays each year, these Items cover our usage.
	The agreement should be consistent across parklands and long enough to be viable for long-term investment in community by the lease holder (ie at least 25 yrs). The lease conditions protect the asset + environment. The Kaurna community representatives should be an active part of the least process + use of parklands.
	Good design + provides good facilities
	It makes sense
	Yes, the ground is a sports ground primarily.
	It is appropriate for a parklands sporting oval for community use.
	Suits current day requirements
	I am very supportive of the oval being used for the outlined sporting purposes (training & games) that can be supported by spectators as long as the permitted time period of 2 hours immediately following the sporting event is not breached. This seems a very fair and reasonable proposal to me as a North Adelaide resident.
	Paocfc are developing the changerooms for the current use of football, cricket, soccer as they have been continuously doing for many decades.
	No material change to current use from my observations therefore seems reasonable to continue.
	As a frequent user of the park there (parents live in the area) the toilet block there are disgusting, its hard as when children have to go they go. Any upgrade would be excellent.
	Firstly I presume its points 6 and 10? The sections you refer to seem vague, but having read the docs it seems to be appropriate, I feel that the time limits are too restrictive, but if both parties agree then thats fine.
	It's fantastic to see an upgrade of these facilities finally!
	It's important
	The permitted use described in the lease is suitable for the requirements of organised sport while meeting shared use requirements for informal recreation and the other priorities detailed in CLMP.
	Seems fair that PAC is able to use the oval if paying for the new facilities

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	But difficult challenge with C of A leasing to well-off organisations etc
	Agree with kids playing sports and it is a good facility
	Great idea, Park 9 needs this upgrade
	All for progress and better facilities for sport.
	Has been good for the entire period of our ownership.
	Very well set out who can use it. School, old scholars cricket and footy.
	Appropriate use of space little impact on the north Adelaide community
	Requests seem reasonable.
	Management Plan is acceptable in hours and conditions of use
	The permitted use terms are reasonable and fair for all parties involved.
	The area is currently used by PAC Old Scholars Association, they care for the park, keep it in excellent condition, and have done so for many years. It seems the council can't lose as all rates and taxes are are covered.
	There is no change to current use
	Yes I'm sure the club will uphold great character to use the club rooms in manner it's meant. With sponsorship from private public establishments and the use of them for presentations after matches. The use of the club rooms will then be for the purpose of training facilities, change rooms and facilities to improve community football.
	All utilities will be paid for which I would think is what the School and in conjunction with PACOCFC and PACOCCC are currently doing and have done for decades . *Also we would not be sub letting as the School and old Collegians sporting Club use the facility extensively*
	Very reasonable
	Park 9 provides an important part of metropolitan Adelaide's community sporting fabric and the facilities for players and spectators should be consistent.
	It will be excellent to see groups of people finally have access to proper facilities where they use the grounds to be active. Especially after covid-19, we could all use some encouragement to get out and about. As a local, it is lovely to see people using the areas. It really brings the city to life.
No	*I believe that possibility of having post-training food and beverage service until 8.30 pm Monday to Friday is too late and too frequent. I would also prefer post-match functions/drinking to be restricted to one hour after the end of matches.*
	Public land, clean/clear/green, for public use.
	I am very concerned about the liquor license for the proposed development. We already have issues with alcohol consumption in the evenings and after events. By having club rooms and a liquor license, we feel the situation will be worse.
	The period to which the facility can be used for events should extend longer than 2hrs and not be related to post sporting activities. A cut of time such as no use between 10pm-7am should be implemented

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	Why is so much of our parklands leased to wealthy private schools and universities? These institutions have significant financial wealth to secure facilities on private land without having to carve out huge portions of public land, rendering them inaccessible during times when most people would want to access them.
	I'm not sure why an incredibly rich private school, with huge amounts of land that it owns already, requires their own building on public land???
	I do not think this building is necessary, and I do not think a private elite school should rule our community parklands.
	Not if this causes increased use of dangerous drugs (including alcohol) and associated societal disruptive behaviour. *This should remain a folks' park.*
	The permitted use related to the playing fields is appropriate and supports community use of the space. *There has not been any PE lessons by the school in the past during school times in the last 21 years, with the occasional school holiday training for sports teams.* *The objection or "no" is is related to the change in use from Changerooms and Toilets to 'clubrooms" which are not supported.* *The (2) two hour post game activities was capped at 1 hour previously.*
	We object to the revised use changerooms and toilets to clubrooms. We object to the change of post game activities from one hour to two hours.
	I do not agree with the completion time for the 'permitted use' for Football Season Saturday being 6:30pm. This would essentially extend the time for freeing up parking access to my street by an additional hour and of major and significant inconvenience. *The popular well attended football games on Saturdays result in absolutely zero street parking availability.* *The current usual finishing time of 5:30pm does result in a freeing up of spaces to enable us local residents to find a car park closer to home as well as enable access by visitors.* *Knowing which game days may be attended by a larger crowd is a useful measure and welcome, however, urgent issues can and do arise on the day of which no pre-planning can overcome - these include the need to provide both professional medical attendances as well as having ageing relatives for which sudden attention or assistance is needed - having to park in another street upon returning from these visits just to get home is not ideal.*
	It appears that PAC would have the right to exclusive use of the park 9 oval and the proposed new building for the majority of the daylight hours all year round. I realise that they may not always occupy this space during those hours. However the fact they would be entitled to means park 9 is not a "community facility" for the benefit of the general public but becomes an extension to the playing fields and an entertainment venue including during evening hours largely for the benefit of the private school PAC. *Sale of Alcohol and the permission for PAC to hire the facilities to other organisations with the possibility of additional services ie marquees, bouncy castles, scaffolding as per the draft agreement would be of benefit to a private entity and not the general public.* *Having an alcohol licence issued for special occasions is one thing but to have an ongoing right to sell/consume alcohol in the "clubrooms" for patrons into the evenings isn't necessary. There are assorted hotels close by available for players/friends who wish to consume alcohol.* *It would seem that even the dog off leash hours have been worked around the proposed permitted use of the oval by PAC.*

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	The lease agreement favours the applicant at the expense of the peaceful amenity of the surrounding community. It should not be approved.
	This is a private school and should have no special access to public land.
	Parklands are for the use of all They are diminishing on a regular basis and should not be handed over to a privileged private school for their use. if this precedent is set then it is only fair that every public school should be entitled to a slice of the pie with obvious consequences for the parkland.
	This new facility goes against the concept of the parklands being just that - parkland. Irrespective of this, offering the land to a wealthy private school for private use (for any period of time) is unethical. *Construction is an eyesore, and constructing this in an area of parkland which already sees a significant amount of use will prevent current users of the space from having access.* *There is already insufficient street parking in the vicinity and this will be further exacerbated by events at the facility.*
	The parklands should be parklands

4.2 Hire Conditions

Response	*Comments*
Yes	*As long as the PAC Old Collegian's Association Liquor Licence remains unchanged.*
	enable ancillary use for associated associations thus enable more people to utilise the space
	Yes, if it is within the timeframes outlined in the agreement.
	How does licensing fit in if the building hired?
	The pictures of the new building look nice and should be able to be used in conjunction with the use of the oval there. It will be a boost for all who might use the building, right throughout the year.
	Why not? We want our parklands to be used and enjoyed, whilst still being looked after.
	I am ok with the facilities being used during these times.
	The facility will be on public land and should be made available to multiple community groups
	This will give residents the opportunity to hire the venue and be close to home.
	The more the facility can be used the better for groups that need it, the better.
	I think this is good for the community. It allows activities to happen on the oval and also gives adequate time for teams to celebrate winning or losing without interfering with local enjoyment of the area
	Provided it is not for other events and only permitted use then that should be fine. Would not like to see exemptions made that could see the site exploited
	Seeing as though it is located on parklands then outside of normal operating hours by PAC it should be able to be used/hired
	Appears to be reasonable
	good to be made avaiable to as many groups as possible

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	At a minimum, these hours should be in place but a modest expansion of these hours so that permitted use could extend later than 6pm would further improve the value to the community. Many other community facilities are available beyond 8pm without any detrimental impact.
	as above...if it is a permitted use...it is a reasonable timeframe to uphold
	This simply makes sense
	Developments such as proposed for Park 9 should be shared, regardless of those involved are a sporting group or not - this is, after all, the prime ethos behind our parklands.
	As long as it is appropriate in accordance with the lease agreement
	These hours are very reasonable. Not early or late, and as long as they are used within the permitted use I cant see any issues.
	Access by 3rd parties, especially community groups should be accommodated during reasonable hours
	Absolutely. Great that any group or business can hire the facilities.
	I presume the building would be used for visiting teams who play on the oval in the mornings at weekends - a lot of these are juniors and both parent and players would enjoy the use of the premises.
	For use by third parties with approvals from PAC and CoA. *However for daylight saving, an 8pm finish would be Ok*
	Park spaces should have provisions for all to enjoy therefore I agree with the permitted use
	This is a logical use and they can get their money's worth.
	ensures utilization of the asset and ensures a better security environment against vandalism if not used.
	a reasonable use of the grounds
	As long as within the boundaries of the lease, it is appropriate that the ground and facilities can be made available to groups who need it.
	I think making the facilities available for groups who need them and want to use them is important.
	providing "permitted use" is not interpreted too extravagantly. once saw PAC using the tennis court for practising their stab kicks. not good for surface and net.
	As long as it it is not more obtrusive than at present.
	"Providing the use is consistent with the 'permitted use'" is underlined by the user
	(underline) But (end underline) only if it is for schools, communities etc other than PAC exclusively
	Seems very fair.
	Community should be able to use these facilities in reasonable times
	It would be nice for the 6pm finish time to be expanded to cover sunset in summer months, however I can understand why Council prefers a simple fixed cut off time.
	'use consitent with the permitted use'... of course.
	Yes great for kids to be playing sport and spread over every day enables more effective use of the land
	It's in line with the current rules

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	It follows in line with the current rules
	It is important this facility is made available for all the community to use.
	I do not see an issue with the timing provided the use is consistent within the parameters of permitted use.
	I am happy about the present use, it should stay as is.
	the football and/or cricket clubs need to be able to undertake ancillary activities including but not limited to generating income through the hire of the facility.
	Seems reasonable
	Use for all
	This condition appears reasonable
	The facility is for use for sporting events but also for public convenience. The current facilities are very dated and unhygienic for public use. The hours specified allow both school and old scholars sporting events to proceed as is currently the case so again, no actual change from the current state.
	This also satisfies our sub-let agreement.
	Functions + events + community sport + play use gives people an investment in community space. This proposal improves inclusion with better facilities for both genders playing sport (or spectators) and kids with needs like diabetes thru' closer access to kiosk.
	the facility is there to be used including hire
	The broader community need quality options for community purposes.
	Appropriate within reason
	As long as the hiring conditions are within the terms of "permitted use", I am fully supportive of this.
	The changerooms and associated facility should only be used as facilities associated with sporting codes during the set times agreed
	Fitness on the Park is extremely excited to think that we could have access to undercover space during the daytime - we are located 64 Mackinnon Pde and would be able to use the space regularly if it was available.
	The greater use of the facility the better.
	Great for team sport
	Would be nice to have birthdays and such there
	I feel that this is too restrictive, if I was the cricket club, i would want to be able to have some post match presentations without having to rush out of the building
	I don't see why not when there are similar facilities down the road at uni ovals
	I think it's excellent that this much improved facility will be available to be utilised by the entire community.
	Hired
	Ensuring that capacity of existing sporting facilities is maximised is critical for fostering a healthy and active community while minimising the urban footprint, capital and operational costs required.
	As above + professional facilities in use.
	Has been appropriate since I have owned the property (20 years)

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	It is a beautiful facility that the council can utilise, schools and other community groups.
	Little impact to residents
	Yes, it would allow the greater community to enjoy the parklands and its new modern facilities. It is currently not an attractive hiring option as facilities are lacking, which seems strange for a CoA area.
	Yes, if consistent with permitted use, it would enable the wider community to enjoy the new facilities.
	attractive building which will encourage more people to use the fabulous facilities
	To allow all users to leave the area in a reasonable time period
	Yes when the licensee is not using the permitted area that it should be made public space, in line with the origin of why parklands exist. For public use.
	It's the Parkland and a much-improved facility would open up all sorts of usage patterns as long as groups wanting to use are scrupulously vetted and deemed suitable and reliable.
	Anything that encourages use of the facilities is a good thing.
	Yes of course - like I said earlier, it is lovely to see people out and about.
	PAC has described this building as a community facility; therefore, it must be available to the community - local schools, etc.
	I am fine with this provision.
	Provides services and facilities to benefit the wider community
	This is public access.
No	*Hiring out the facilities after 6pm would allow for more functions and use of the building for local residents in practical times.*
	As a resident I do not want to see functions in the space the include alcohol, loud music, young men acting up.
	This is too broad. Noon until 6pm is preferred.
	Noise, alcohol, parking for our guests, damage to guest's cars.
	6pm is prohibitive for summer activities such as cricket during. Football fixtures finish at 4:45 in winter and 6pm is restrictive in terms of after match packing up, showering and recovery.
	Too long
	Public parklands, clear/clean/green, for public use.
	This is public land. It should not be available for exclusive access, regardless of use.
	I don't think the building should go ahead, thus, it shouldn't be hired out.
	I do not think this is a good use of the parklands.
	We do not want the commercialisation of the park or any other parks. *Also, we want no steel fences. Every steel fence is an iron curtain + we (underline) never (end underline) live to support an iron curtain country.*
	This is a change in use to the existing facilities which are changerooms and toilets. There are many alternative venues that could be used for 'hire' to support local businesses who are set up for small meeting spaces or club fundraising. *The fit out of the internal "community space" will determine the practicality of the space being used. There has already been*

Item 10.1 Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	"lobbying" by a local fitness centre to use the space as an extension of their business, which seems to to contradict community space expectations and supports business needs.
	The current usage is as changerooms and toilets. We understand that a local business has lobbied to use the space as an extension of that business. This clearly would support the needs of that organisation and we strongly disagree with this proposition.
	My biggest reservation for the option for the facility to be hired during those hours is the potential to limit local residents parking and access to their homes. *The current seasonal sporting arrangements are well known to the residents and apart from the popular footy games there is access to our street for parking by local residents and their visitors.* *The new facility as described includes a significant change of additional use, in that it will no longer have improved and larger change rooms and toilets facilities, but amenities to facilitate longer stays beyond the sporting event for events that may enable much larger numbers of people. These people, unless a school event where buses will bring the majority of the students, will also arrive in private vehicles for which they will be able to park for extended periods of time on weekends reducing access of the local residents as described.*
	Public parks or buildings within them should not be available for ongoing commercial enterprise that benefits private entities. *Parking is already a major issue on "game days" and during training sessions for local residents and the increased numbers using the playground/Petanque area. On game days visitors are often unable to find a park anywhere along Mackinnon Pde. This will be further exacerbated with the completion of the apartments being built in Melbourne St accessed by Colley St off of Mackinnon Pde just opposite the playground.*
	The lease agreement favours the applicant at the expense of the peaceful amenity of the surrounding community. It should not be approved.
	This is public land, not for the use of a private school under any circumstances. They already have the privilege of use, if this isn't satisfactory for them then use a bit of their wealth to buy land elsewhere.
	No construction.

4.3 Communication with Residents

Comments
This is a minimum communication requirement.
need to know what is happening
reasonable request
I believe it is a courteous thing to do to notify residents of scheduled matches, however I reiterate that it is a courtesy. If you move to an area that is directly opposite a public/community used facility, you have to expect it to be used. You would want it to be used, as that is the point of it being there.
Basically no problems but info re: major events would be good.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Maybe they would like to support the event/football that will be on.
I suppose that nearby residents should have notice of scheduled events there ... so that they can plan to be elsewhere for the day if they want (or feel the need) to.
External building noticeboards with schedules
Local should know what to expect, for sure, but also understand that in amateur sport, things can change at late notice.
I think this is a good initiative, just for knowledge. But is not critical for me.
These seem to be reasonable requirements
I would like to remain informed
The football schedule should be known at the start of the season, so notification shouldn't be a problem. Specific notification of any larger than usual event, would be appropriate, as it will impact on street parking.
It is only fair that locals can plan and predict large gatherings near their place of home. This will allow them to plan ahead
Given recent events (pandemic), it would seem impossible to provide a full schedule that would not be subject to some change.
The Parklands are used widely and actively. This request appears onerous and over the top when compared with other parkland sites. For example, does the North Adelaide golf course write to local residents every time their course is booked out? or does Adelaide oval need to notify residents prior to every game? no they do not...
The residents would have been very well aware of the fact that both football and cricket were played at Park 9 for a many number of years and the park is predominately used by the school and greater school community. I don't see a need for a calendar to be provided or of what extra value this would provide residents, other than another reason to make complaints.
In my opinion, this is an excessive an unnecessary requirement. There are thousands of people around South Australia who live in close proximity to a sport and recreation facility and I don't know of any other users of a community facility who are compelled to consult in this way with their neighbouring residents.
Why should clubs have to notify people of things that are permitted to do as agreed with Council. *If these are permitted uses the impost on asking volunteers of a sporting organisation to write to residents 2 weeks prior to the event is too severe.* *The cafes on Melbourne street are not required to send notification to local residents to sell more meals when selling meals is a permitted use of the cafe.*
Park 9 proposed facilities are far enough away from the residents of said streets that this should not be an issue, given that cricket and football matches are already held here year round.
On special occasions where spectator expectations may attract larger than normal numbers the obvious ramifications will be parking problems and the locals should be made aware of this.
Notification is not necessary for every match. I would prefer notification for key matches that may attract a larger crowd
Notifications for matches should be the same as it were with the old facilities. *I can see a reason for notifying if it were to be in excess of 250. However in using the grounds for the past 12 years I cant remember when there would have been an event with this many people*
This oval has been used for sport for 50+ years so Sat & Sun sport is to be expected *Agree large events should be notified for parking purposes*

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Would be appropriate to notify local residents regarding 250+ events, so they get a heads up on parking difficulties.
There are two points here - there should be provision for an answer to both - I have lived in MacKinnon Parade for 29 years and have managed quite well without a calendar of events. However, I would appreciate some notification of games which are going to attract a large crowd. I do not need 14 days notice - after all it is only parking which affects us.
The oval is used most weekends during football season, so residents should already be aware of this. *Do agree with notification of events that exceed 250, which would be every 2nd weekend, when 3 games are played and when a sporting related event is being held.*
Exactly like it is now.
Being a resident, I appreciate the consideration of access to my home ie parking, noise and also to alert any visitors
The bigger events will impact on parking. With the calendar, the residents can then decide what they do with that information, and they can't say that they haven't been informed.
the right of community awareness
this is a good clause as it provides transparency - however they provide it on their website, so it is available for everyone.
For it - not objected to this.
Unreasonable for notification for any match over the course of a season, especially as schedules may be amended for reasonable purposes. But think it is an appropriate requirement for any events that may attract a larger crowd as this can impact things like noise and car parking.
I think it might be a bit unrealistic to provide an annual calendar as I presume things change a fair bit. For larger events, I think it is reasonable that residents should be notified in advance of the event.
I don't want events or activities that attract greater than 250 people.
this is a bizarre question. I live 40 metres from park 9 (in Dunn St) am not included. The *problem is far more involved and should involve people wanting to use other parts of the park (for instance off-loading small children and picnic requirements and then having to find parking space (most critical on weekends)*
The plan extends to 'community'. It seems this only includes PAOCFC or do they control total usage of the OVAL + proposed 'sports building'. So, will suburban under age sports associations be afforded democratic access to all facilities? If it proceeds respect for residents, seems fair in any circumstances. Many will lose car park space.
These residents have invested a lot more in the area than PAC and deserve respect, they do, however, need to accept this is public land and can be used by all.
Advise my guests of parking inconveniences or ensure that I am out when these events occur
Seems fair for residents and PAC
Those areas are already used by crows and power supporters for parking, as well as grass roots sports.
The oval has been there for nearly 100 years. It is natural to expect sporting events will be held here on weekends. The requirement to notify re 'largely attended events' should only apply if non-sporting events are held, which are banned under the proposed lease anyway. Basically, these requirements do nothing but place more administrative requirements on both the users and the council, for no meaningful gain to the residents who should understand sporting events will be held at sporting ovals.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

The residents in close proximity deserve to know if there is going to be a big function on within eyesight. I don't believe the matches need to be sent to the residents as they have been the same for the past 2 decades with sport being played on Saturday afternoons.
They do not own the council land they are just nearby residents; they live near an oval which the community uses it is expected to be used regularly and by large volumes of people
Weekly events are weekly events but changes should be notified
The choices laid out above are reasonable and any change should be notified
I think the residents should be kept in formed, particularly for large scale events. It is important to note that sporting fixtures are often subject to change.
I have no strong opinion on the two proposed requirements in 6. I don't think they are unreasonable nor strongly required either hence the neutral stance.
Parking issues for residents could be managed if we have notice of events.
The facility should blend in with existing residents and not unduly disrupt their residency.
MacKininon Parade residents do not own the Parklands. The activity that is permitted can be tightly defined in the permitted use. This feels overly restrictive for the users but there may be other ways to ensure communication between residents and leaseholders can occur for the benefit of all parties.
None of their business- parklands- why different here
Football games are played on most Saturdays throughout winter and it would be highly unlikely that there are any events that attract more than 250 people, other than football games on a Saturday afternoon. However, if these conditions are required as part of any approval, I would fully support them.
I don't see how there is any change to what is taking place at Park 9 currently. The only change will be that there is a more modern less dilapidated building. Nothing else changes and the aesthetics will be greatly improved.
Providing a fixture for all games is an easy process. *As a club we feel that the number of 250 is probably too low because we play multiple games on a Sunday. We feel that this requires more clarification. Is it 250 at any one time or 250 throughout a day?* *We could have a situation during the cross over between games where there are 88 players either on the playing field or warming up. If all of these players are accompanied by only 1 family member there will be over 170 people. I suggest this number be increased to 300 to allow for 2 + family members for each player and it is clear that it is at the same time, not throughout the day.* *Having said that, the WJFC would not attract more than 250 at one time most weekends.*
It is respectful + it should be two-way. they also can advise Council should they wish to use facilities or monitor their use.
14 days is plenty. The residents and visitors of the residents can then decide where to go/where to park.
People need to be aware.
Sport event change/weather
arbitrary number - hard to know how many people will attend a sports match. If their are back to back matches then there could be this number just in match participants
Residents have a right to know what is going on at the oval.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

This seems reasonable. The parklands are for all to enjoy. I am sure that PAC will be a responsible tenant and it is in their interest to ensure that things go smoothly.
Appropriate
Given the location of the oval to those street addresses, fair and reasonable notification is justified.
Allows local residents to plan parking etc during games
The annual calendar of football fixtures is publicly available in Feb each year and matches are always played each Saturday in winter as they have always been. This wont change with the construction of the new building
The sporting programme is public knowledge. PAC maintain the area and should be able to use the facility.
There would be no issue with sporting clubs providing fixtures to residents if they see this as a benefit, hence neutral selected as my answer. Given football games are able to be accessed by public with no gate at ground it would impossible to predict whether a larger than usual crowd may turnout.
It doesn't affect me, the football schedule should be on the armature league website, I know it was when i played football
I understand that the oval has been used for sports for much longer than anyone who lives there has ever owned. It's like buying a place next to a pub and then complaining about pub noise. It should be implied, but if both parties agree I'm fine with it.
I don't see the big deal! If people want to live in the city, they should know it's not as quiet as the suburbs
I live near a school which hosts large events occasionally. The main effect in us is availability of parking during that time. I don't see it as a requirement of the school to provide 2 weeks notice. You adapt to it on the day and accept it as part of choosing to live near a school.
I am unfamiliar with the issue.
Local residents could be inconvenienced by noise and parking so should be made aware of the schedule
Plenty of notice to all parties
Good idea
PAOC have conducted their activities in a professional and appropriate manner for a number of years. They are a very professional organisation, and will continue to do so.
When people purchase a home opposite an oval and then complain about the noise from the oval when it is being used defies belief. I live near the airport and don't complain about the planes - I did a bit of research before I purchase the home!
Ongoing commitment from PAC has demonstrated this will be continued
It seems fair that residents are given this notice. I believe living on parklands comes with being subjected to the occasional sports game or recreational activity.
Good to be advised
It appears to be fair to provide residents notification and a match schedule to ensure all are on the same page.
Keeping the neighbours informed is essential
To support the activation of this area
I think it's necessary to allow the local residents to become aware of the games and the possibility of bigger crowds to the games

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

I think if we are going to establish harmony an$ confidence amongst the residents it's the least we can do .
This places too higher burden on a volunteer organisation.
People should be able to use it freely. I truly am not opposed to this.
Large numbers of spectators at matches and/or attendees at functions will pose considerable inconvenience to Mackinnon Parade residents, in terms of both noise and parking, as well as potential disruptive behaviour (based on previous unacceptable behaviour at the ground). Quite how knowing in advance will assist local residents is unclear, but at least they can decide to go away or not hold their own birthday parties, etc, on those dates, if they are forewarned.
This development should not happen in the public parklands. Prince Alfred College should provide this amenity for the Old Collegians on their own old school grounds.
We have gotten used to the practice sessions and matches. However, notification of larger events would be very helpful.
Sports have been played on this oval for many years, the new club rooms will not have an impact on this however it is courteous for the sports leagues to provide information to the council which is provided to the homeowners in the area
It's irrelevant. Rich schools should go and secure their own facilities on the private market, not be provided with sweetheart deals to have exclusive access to public land.
no comment
Yes, these residents should definitely be notified properly of major events across from them.
I don't know it really gives them much notice - 14 days re events is ridiculous.
As stated previously, we do not want the park to be spoiled by events that could attract drug (alcohol) use and criminal gambling enterprises.
This does not address the real concern that the events held for Football by the PAOC far outweigh the number of carparks available and that the notification only serves as a 'warning" that residents should expect that access and egress to their properties on football days will be an inconvenience. There is no requirement for school football or cricket notification, as these activities are appropriate for the size and location of the event. The football is a large event due to the success of the PAOC Football Club. The PAOC Cricket, school cricket and football are appropriate activities for park 9, located adjacent to a children's playground, nestled in amongst residential properties which allows the community to co-exist, without reason for formal notification. These activities also do not require "clubrooms" to function and are more inline with community expectations, amongst residential homes. In reality, this notification will be a calendar of all games for the season, done at the start of the football year with a sense of "tokenism" to satisfy the need to satisfy council that PAOC FC has notified residents. This is not the Adelaide Oval, which is a commercial entity.
Disagree. For the PAOC football events on weekends can have large numbers attending. Formal notification for the year can be seen as seeking car parks in the streets over and above what is acceptable to use MacKinnon Parade residents.
Communication and provision of information is a welcomed and respectful initiative - however, does not solve the solution for accessing parking short of trying to 'hold' a space pending return and fearing retaliation by disgruntled spectators who have already lapped streets in an attempt to secure a car park space. The provision of the annual football calendar may allow residents to anticipate the state of those home game days, but does not provide a solution for residents relying on on-street parking to come and go urgently or as needed nor to facilitate visitors. Further, significant personal events/celebrations are usually planned many weeks and months ahead and cannot always be fitted into away

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

games for the local footy team. *It is unjust for residents to have to cancel their pre-planned celebrations/events should they be advised with just 2 weeks notice that a big event attracting greater than 250 people will be hosted.* *These footy games are massive, popular, well attended but Park 9 and a credit to the success of the schools past students - however, Park 9 may be too small a venue to host them.* *Some predictability of when these football games are to occur at the start of the season is not unwelcome, however, hosting other large and populated events within Park 9 and providing residents with only 2 weeks notice is not community minded, unjust and unfair.*
Important that residents have some notice of events and the resulting carparking , noise, crowd issues that will arise before the event.
The lease agreement favours the applicant at the expense of the peaceful amenity of the surrounding community. It should not be approved.
This could cause significant disruption to the area so residents should be notified.
Public land, not private privileged private schools. Already have use of the area. if this isn't enough then use their vast wealth to buy elsewhere.
Why does the structure of this form prevent the respondent from arguing against the facility itself?
Should be parklands

4.4 Liquor Licence

Response	Comments
Yes	*Any increase would further reduce the amenity for residents with the possibility of increased noise and further parking limitations.*
	Should be able to use the space for functions
	it is in keeping with usual standards and behaviour at sporting grounds within the parklands currently
	Sporting clubs and cricket/ football matches are community events, and food and drinks are usually available at these events, it's expected.
	If major events change to Sundays what happens to the license? *Who does license for other hirers?*
	I see no issues with this.
	I know that liquor licence conditions are quite strict so if the Old Collegians has a licence I'm sure that they'd responsibly adhere to it.
	So long as proper controls are in place, they should be able to cater for visitors.
	No impact noticed of existing license, so agree it should continue.
	It is already in place and seems reasonable to expect this to continue through the football season, but possibly extend to 7.30 during the Cricket season
	Yes this is reasonable operational hours for a liquor license.
	I think this has worked fine currently. Although sometimes in summer, matches don't finish till after 6.
	As a sporting facility, it is fair that alcohol can be consumed. PAOCA also needs help fundraising like any other sporting club, selling food a beverage allows this to occur.

Item No 1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	Fine as long as there are no associated behavioural issues
	It is fair and reasonable to allow a sporting club to sell alcohol to supporters and the sporting club members so long as it is done responsibly. No different to Adelaide University Football Club.
	social, part of Aussie culture
	All sporting clubs rely on a healthy social environment for fund raising and building a positive club culture. I support the current liquor licence but would also support the liquor licence being expanded further to allow for a greater level of community enjoyment of the facilities.
	No problem...if there is no major issue with the current timing
	These are daytime hours and having this creates no hinderance on the local residents whatsoever
	I believe that a current liquor licence exists therefore I don't see how removing their liquor licence would enhance the social/player/local residents environment.
	Liquor licensing arrangements are already in place. I support the retention under the existing arrangements.
	I support this fully, as mentioned I have used this venue for the past 12 years. The drinking has always been within the hours and when they close the clubs go back to their respective pubs as they are sponsors and the appropriate place for meals and presentations after the games. I have never encountered extremely intoxicated people or people that have been a nuisance to anyone during a sporting event.
	Ok for winter but 7.30 in summer is more logical
	Appropriate. However, 12pm-7.30pm would make more sense given games finish at 6pm.
	The PAOCA have already got a license. It is intended to be use when a match is on. I have (underline) never (end underline) witnessed any drunkenness over the years. One of the features of this is to show some form of social hospitality to competing players. It is not open to the public.
	Exactly like it is now.
	Australia feels over governed; I appreciate enjoying alcoholic beverages at events therefore I believe these hours are acceptable.
	People/groups might not want to hire if they can't have alcohol outside of these hours. But the Park Lands are not for boozing.
	no change to existing licence.
	no objections
	This is reasonable. Not sure if it is enforceable. Consumption of alcohol after events - how long can they be catered for. Hard to imagine after a game they will stop at 6pm - will it actually happen? Hard to police this.
	Appropriate if in place and does not currently create any significant problems.
	Considering it is already in place, I support it remaining in place.
	I support a limited licence, and this seems reasonable.
	Yes, they have obliged the licensing regulations to this stage.
	Provided it is strictly adhered to
	Sad but true it seems we cannot have sports without booze! I'm not a wowser but find it unnecessary.

Item 20.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	As long as the hours are kept as agreed to
	I am concerned that the liquor license situation will "creep" and we will end up with the previous "pub in the park" situation.
	No change
	It doesn't effect anyone
	Given there is an existing license there is no justification for it to change just cause the building is being upgraded.
	12pm to 6pm is a totally acceptable time for onlookers and supporters to be able to have a controlled drink.
	Hard for clubs to generate income, a BBQ and drinks is an Australian way to do so and forever will be.
	It's what it is now according to Council
	It's in place now according to the council so why change?
	The responsible service of alcohol provides the clubs that use the facility the ability to generate funds through the sale of alcohol, that are reinvested into the clubs and the facilities i.e. ground maintenance for the oval, sun shades etc.
	The Australian culture places large emphasis on being able to provide liquor for spectators. This should not change as it makes the experience better.
	Extending this could create a hazard to general park users especially with children present, more noise and parking issues for residents
	The ability to provide alcohol to spectators attending matches is an important service and income generating function which is entirely consistent with what is provided at other teams' facilities.
	This liquor license would appear to be essential for the enjoyment of spectators utilising park 9.
	Works
	There is no reason to alter the current liquor license that is in place.
	The liquor licence allows the football and cricket clubs to hold games where they provide spectators with an option to purchase drinks. Should there be no liquor licence people would be more likely to bring there own and this would encourage more heavy use of alcohol in the parklands. I strongly believe that the PAOCA having a liquor licence for sporting events reduces the likelihood of people drinking to excess in the area.
	I see no reason this needs to change.
	Why not? Diverse ranges of uses is inclusion and promotes use of land.
	This is reasonable. Sporting and alcohol go hand in hand and it will be contained in the building.
	Would be ok if 12pm-8pm
	Very reasonable
	Modest consumption of liquor at sporting events is an Australian tradition and this seems appropriate given planned sporting events
	The proposal includes for service of food and beverage is to be limited to during and for a period not exceeding two(2) hours immediately following an on-field sporting event or activity in Park 9.
	Spectator support of matches on Saturday needs a liquor license within reason and having a 6pm cut-off meets that obligation. There is likely to be minimal disruption to residence with that time cap.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	PAOCFC as tenants of this property have behaved in a responsible and professional manner when serving alcohol for many decades with no previous issues. There past conduct serves as a strong guide to future behaviour
	The sales of food and beverage eg sausage sizzles, BBQ's and cold drinks including alcohol are vital to the sustainability of community sports clubs who are volunteer run and incur significant operating costs to field teams in the various competitions.
	I would suggest 6.30pm would be suitable. Other Clubs and Schools have this in place. After cricket in summer a 6.30 time would be more suitable.
	No current issues with liquor license so to continue in current form would be reasonable. PAOCFC has arrangements with Sussex Hotel to be social base after 6pm.
	I haven't noticed a problem with them when i was there.
	Seems obvious as both parties agree. I have been around the ovals on Saturday afternoons and never seen any issues with alcohol
	As with uni ovals I don't see why not!
	Every sporting club uses their social HQ to host events and match day drinks. It is vital for the social element as well as providing a source of small revenue for the clubs. No issue with responsible consumption of alcohol during this time.
	Agree, 6pm is almost too early to be cut off anyway
	Liquor licencing creates a robust regulatory environment for the management of alcohol consumption on site, ensuring safety, moderation and a mechanism for accountability to the licence holder.
	Sounds reasonable
	Yes, its well run at the moment!
	No later than 8pm
	Every football club that PAOC plays against has clubrooms and a liquor licence. It is a tradition to have a drink whilst watching the footy and their are legal requirements in place to ensure everyone does the right thing.
	Existing license conditions appropriate in place
	It will be managed well as PAOCA would not risk a poor reputation. Plus, it would match the offerings of parklands across other council areas.
	seems reasonable within the premises
	Yes, I support this liquor licence to remain in place as it is responsibly used and surveyed by the groups using the facilities.
	It is within appropriate daytime hours which will have little impact on the neighbourhood and will be closely monitored.
	There have been no issues in the past
	It's fine to have a liquor license because that's how local sporting organisations thrive and be able to cover costs of community sport. They are non for profit after all and their goal is to provide sport within the community.
	As part of Division 1 Adelaide Football League it is expected to provide a minimum amount catering for the home team plus the visiting team .I have been actively involved in both the Football and Cricket Club and without prejudice the ground has been scrupulously cleaned and packed away with 30-45 minutes .not a trace of rubbish or habitation .
	Very reasonable

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	People are likely to drink at these events anyway. It is better done under the auspices of the licensing legislation.
	It should not be extended, and it should be monitored.
	The selling of alcohol has no resulted in issues in the past regarding noise, behaviours, incidents etc *It is a great way to raise funds and fosters community engagement and enjoyment*
	I would not like to see this extended beyond the "Saturdays between the hours of 12.00 pm and 6.00 pm" nor do i think that residents should need to go and argue against any extensions of this in the future. This needs to remain, given that the 2008 CLMP had "no Liquor licence" for Park 9 after a very thorough community Consultation process at the time. There is still a degree of disappointment and distrust that this was removed in 2012 CLMP with no consultation and has no benefit to local community or businesses.
	As long as this only occurs on Saturdays. *The conditions should also apply to cricket matches.*
	I support it remaining in place as it is and not for any time beyond 6pm.
	While I'd be happy to see no liquor licence for the park it is preferential to the possibility of alcohol being consumed into the evening which the proposed 2hrs after games conclusion deadline could result in. The facilities/conditions should not be encouraging people to drive away from the park intoxicated.
No	*Ending the liquor license at 6pm is unreasonable given that the facilities would be used for post match functions and presentations, hence pertaining a liquor license would be entirely reasonable after the hours of 6pm.*
	During football season in winter 6pm licence is probably Ok as games finish at 4.30'ish and 1 1/2 to 2 hours after the end of the game is a reasonable period to allow for post match socialising with opposition players. *However in summer cricket games finish at 6pm so consider 7.30 to 8pm to be a reasonable period for the same reasons. It should be noted that cricket games have fewer players and attract very few supporters so should not be an issue*
	a not wonderful confluence of communal toilets, alcohol (unrestrained) and small children
	I support it but happy to increase it past 6pm. Its a Saturday night people should be able to have fun.
	I do not support.
	As stated above, we already see issues with alcohol consumption.
	no pub on parklands
	I don't see why they need a liquor license, especially during the day when Children might be present in the area including at the playgrounds near by.
	We prosecute people for "unauthorised drinking" and allow the private school people to do it. Ban it for all or allow it for all.
	There is too much danger due to this and other drugs.
	The lease agreement favours the applicant at the expense of the peaceful amenity of the surrounding community. It should not be approved.
	This is a private organisation having a commercial arrangement using public land.
	As before public land, not to be expanded for already privileged schools to abuse and make money from alcohol sale. Just how greedy are they?

Item 10.1 Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	The parklands are a dry zone, and there's enough services nearby without adding more to the list.
	They can use school building

4.5 Other comments on Draft Lease Agreement

Comments
As the PAC Old Collegians Association is a primary user of the proposed building and holder of the liquor licence, I would have thought it appropriate for it to be named Co-Lessee with PAC on the Community Land Management Plan.
Should enable some ability to allow for flexibility where appropriate and consistent with the intent and to enable more people to utilise and enjoy the facilities and the parklands
I believe that we cannot just sit and leave our parklands with no development or added benefits. If we are to be a progressive suburb then we must take risks and be prepared to adopt change.
I think this should happen to maximise and improve access to high quality facilities, especially women's sport and the disabled. The existing facility is an eyesore and needs to be improved.
The current facilities at the park are below what should be expected from the community. The fact that similar, or larger, facilities have been approved in the surrounding area while the PAC designs are constantly knocked back smacks of tall poppy syndrome.
The current facilities are not fit-for-purpose and do not meet the needs of the community. I strongly support the proposed upgrade.
The proposal is not the entertainment centre, the crows are not playing; U2 are not playing. This is a modest sporting development and there are safeguards in place. This is a proposal to replace an antiquated sports facility.
Hopefully the proposed facility is passed in order to improve the park 9 grounds. The current rooms/toilet block creates a negative and impractical image for the area and parklands, which must be improved, and this proposal is sure to do so for the area.
As previously mentioned, this must go ahead. There are no reasonable reasons for it not to as the clubs are funding it, liquor licensing's are staying the same and the use of the facilities is also the same with the huge positives of the public able to also use these upgraded facilities.
I agree with a lease of 21 years. I have admired the way PACOS have looked after that oval for the past 29 years. They have expended time and money keeping it is pristine condition and now they are increasing a considerable sum of money in replacing the unsightly change rooms currently used, as well as paying for free toilets for the public - much needed.
Reasonable.
The existing change rooms are an eyesore and the change in location provides a better landscape environment.
Reasonable. Sounds great.
In my experience as a resident PAC do no respect or consult with the neighbourhood and with a 21 year lease I don't think they will. They regularly park cars by the oval and I have seen up to 40 cars on the grass on a Saturday. The boys also leave food and other rubbish on and around the field - which is especially annoying as a dog owner.
I assume it would be for 21 years. Unacceptable to tie up a piece of parkland for so long and to a dubious lessee.
It is complex but whilst I am against the whole proposition for reasons that are well documented, the lease is robust and professional.

Item 10.1 Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

I can see little that differs.
Seems to have been negotiated very fairly between both parties
The application is reasonable and doesn't affect anyone
Generally, the lease includes a number of conditions and restrictions that increase the administrative effort required from the Council to manage it. Ideally, I'd like to see a simplified version that allows all sporting events to occur without any limitation beyond that (ie: events limited to sport), but I understand this would be likely to be approved.
The current facility is horrendous, an upgrade in keeping with the area will be a welcome change! All for this development.
I'm a supporter of improved facilities as the current one are outdated and reflect poorly on the Adelaide city council and its users of the land
We should be renewing our decaying buildings in the parklands to ensure they are appropriately used. *And the playground is wonderful adjacent*
Only that I know the area and the building well and own a building over the road and and the building should be renewed as it hasn't been update as for so many years now so why not keep on upgrading our park buildings.
This development is long overdue and would be of benefit to everyone. It would make the area much more friendly for all especially with the wonderful playground that is now there. The current facilities I would not be comfortable letting my children use if they needed the bathroom and I am surprised that the building is still allowed to be used given its condition. I cannot see how there is any negative impact on residents from this development rather I see this as being beneficial to everyone.
Strongly support it.
It is feasible.
The improvement of the changeroom facilities on Bundey's is absolutely imperative. They are barely fit for purpose. The parklands are there for community use. While the changerooms are being leased by the PAOCA those rooms and park 19 oval are used every weekend by a large variety of sporting clubs from across the whole of metropolitan Adelaide that are programmed to play cricket and football against PAOC. The changerooms and oval are therefore more used by more of the Adelaide community than most other parts of the parklands and deserve to have decent facilities.
Very important for facilities to be upgraded suitable for current day requirements
I think it is fair and reasonable to allow the sporting ground to be used and enjoyed by Prince Alfred College, as outlined by the draft lease. The terms and conditions promote proper use of the facility whilst offering the appropriate safeguards for residents. I am fully supportive.
I strongly believe the acc should approve the construction of these changerooms, the structure is well designed and will replace an ageing structure, enhancing the parklands as a destination for sporting youths. The construction will be privately funded with no public contribution being sought. A great initiative that must be supported.
The rental amount listed in Item 3 in Schedule 1 is incorrect as it includes in leasable floor area the 12sqm of public toilets
I am strongly in favour of this lease
If there is an upgrade to public toilets and the facilities this is a god thing, I've played football there as an opposition player and the facilities are not the best. My parents place is just a touch to far to take a child who is busting for the toilet.
It seems that the Council has imposed quite restrictive rules on PAC that seem to be tailored to a minority view of not actually using the Parklands for anything

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

I didn't see how there could be any issue when the current old and outdated facilities are being replaced by something so much better
Agree with it
Lease is well thought out.
The Lease agreement is appropriate for the proposed use of the facilities.
PAOC are an excellent club, with a long tradition of playing football and are very well respected. However they have possibly the worst changerooms going around. The new clubrooms are way overdue and a must just to comply with WH&S legislation and the new post COVID world we live it.
Consideration has been evident in aiming to improve the facilities I. The park land with minimal impact on local residents
Go ahead!
I agree with all terms of the draft lease agreement.
This is such an attractive building, far better than the change rooms that are there now. It has a low profile so is not intrusive, sits further away from the road, and doesn't interfere with all the current activities in that area. In fact, it enhances the park lands and activities.
No. They cover all things and it's ethically variable to work and the use of new club rooms we see benefit to the club and wider community.
Yes from where I sit it time that this Facility needs to upgraded ,it's a disgrace and this year during the cricket season we have not been able to prepare afternoon teas ,which Is very much part of the days cricket fabric ,The SA Department of Health would not have deemed it suitable for any type of food preparation .The ablution set up is antiquated and not fit for human usage . *Many Clubs for both Football and Cricket around Adelaide have been able to get quick and responsive adjudication on building new facilities e.g. University of Adelaide ,East Torrens Cricket Club ,Rostrevor Old Collegians Football Club ,Brighton cricket and Football Clubs ,Goodwood Football and Cricket Clubs Sturt District Club (Hawthorne) Old Ignations Football Club (Park 25) to name a few. Without putting too finer point on it ,high time we upgraded. Fingers crossed we get a positive vote for the upgrade*
This redevelopment is long overdue and should occur as soon as possible
I think it is critical that Clause 6.1 be adhered to and monitored, i.e. no non-game or -training-related events. Clause 6.3 in its entirety must be adhered to and monitored. Re Clause 6.7, I would ask that team sponsors logos not be displayed on the building and that PAC and PACOCFC logos be very discreet. 6.11 is also very important. Clause 8.3 concerns me, in that I would not want to see the proposed building located any closer to Mackinnon Parade. I still believe that the originally proposed location (starting at the current changeroom) is the best location for the ambience of the park and the amenity of the residents, even if it is not the absolutely best football viewing position. *I find the length of the lease extraordinarily long, and I find the annual rent extremely low. Given that the lessee can afford a very high sum for the development, one would expect that they could afford to pay a higher annual rent to Council. I see that they are promised the 70% discount for an educational institution, but in fact, this public parkland will be used not by the school, but by a semi-commercial entity, the Old Collegians' sports clubs, which will be making profits from food and beverage sales on the public land.*
My primary objection is putting private building footprints on the public parklands. This should not happen.
As a resident on Mackinnon Parade, we continually have the issue where the cricket sight screen blocks our view of the parklands regardless of the time of year. I would like to see a provision that the sight screens must be moved to the rear of the proposed structure any time they are not being used.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

'- The building should include double glazed windows to reduce noise impacts from events on the local community. *- A water fountain / dog fountain should be installed outside the facility for the wider community use.* *- Events should be able to go until 10pm and not be post a sports activity at the location and liquor licence to be extend until this time if required.*
Don't lease our parklands to wealthy private schools.
I don't think the building should go ahead to be honest.
This area is spiralling out of control. My view + perspective is taken over a 20 year consecutive permanent presence near/on premises.
It is great that the City of Adelaide has tried to ensure that the draft Lease Agreement places the responsibility on the PAC School and not the Football club to ensure that activities and the operating hours take into consideration community expectations and local residents rights. We trust that the school would understand the risks associated any "shenanigans" from a physical, financial and reputational perspective and would hope that this is discussed by the School Board, to ensure that there are no repeats or opportunities for previously raised and documented "shenanigans" by the football club.
We trust that the school board clearly ensures that there are no repeats of issues and behaviour raised as in the past by the football club individuals after hours.
I feel heartened and reassured to see that the lease arrangement is directly between Prince Alfred College itself and the CoA. *PAC's reputation in the community is outstanding and it will be pleasing to see the redeveloped facility being able to provide excellent facilities not just for the school and it's community but hope there is fulfilled potential for other school communities with both boys and girls in particular to benefit from the much needed upgrade.*
I appreciate that modern functional change rooms and public toilets are desirable for Park 9. However I think the proposed new building on a bigger footprint with an ongoing liquor licence and the potential for regular use/hire of the venue is undesirable. It is not in keeping with the idea of public parks being available for the general public and another erosion of parkland space.
The lease agreement favours the applicant at the expense of the peaceful amenity of the surrounding community. It should not be approved.
Disgusting, elitist proposal.
Strongly oppose this new development.

Item 10.1 – Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

4.6 Community Sports Building Location

Response	Comments
Yes	*Yes, moving at away from the road and closer to the oval means that there is more space to allow for the slightly large building without having the cut down a large number of trees.*
	Yes, I believe the proposed building location has been tastefully placed and within close proximity to the playground and courts so that those using these facilities can also use the building, whilst also enabling viewing of sporting games in inclement weather.
	While we would love for the building stay at the same location, we realise this may not be practical and are thus comfortable with the location.
	There is an enormous need for toilets in this area. The playground and oval are in need of better facilities that seem to have been overlooked by the Council
	The site balances the competing needs for a west-east orientation (for shade and utility) and retention of significant trees and vegetation.
	The repositioning is very close to the inadequate existing clubrooms but in a better position to have superior access to the oval for players and spectators without being too close to residents from a noise perspective. Many families will come to watch the games and having the location close to the playground for child supervision by parents is a bonus.
	The proposed location makes sense for the area and provides enough distance between the facilities and residents of the area in terms of noise and activity of those using the building
	The proposed location is fit for purpose, provides better viewing of the sports field by spectators, closer access to public toilets for playspace users and improved street presence off Bundeys Rd
	The footprint is not that big so keeping it where it is should minimise visual impact/amenity
	The current location is not ideal and the proposed location does not hinder any currently used park space
	The building is in need of an upgrade and is embarrassing for both the home club and visiting clubs to use such decrepit, aged and well past their use-by date facilities.
	So much better than the existing. Current facilities totally inadequate for any gender sport. Further, so basic as to be a centre for inappropriate sexual activity , etc
	Seems to make sense to put the changerooms etc on the side of the oval to be used by the sports involved.
	Seems like the best location on the oval for the buildings.
	Rebuilding in the current location would contradict our parkland philosophies of open space development. The proposed location would declutter the road space and provide greater security for our young people who would play/explore while attending sporting fixtures.
	Perfect spot
	One one tree requires removal. This location is a far a practical from the residents.
	Not to dissimilar to the current location and not obstructing the views from any residents.
	No more impact than the existing building

Item 10.1 Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	next to oval is most appropriate for sporting matches
	Near to playground – accessible!
	Minimal but appropriate
	Makes the most sense for spectator viewing. Out of weather etc.
	Makes sense to be closer to the oval and the playground (especially for the safety of the public toilets)
	Make sense, close enough to the oval that it can provide shelter to game days services and supporters
	Looks much better than existing building.
	Looks more professional
	Logical location to provide shelter for spectators whilst watching matches
	Logical location for the building footprint
	Logical location adjacent oval to facilitate spectator viewing during inclement weather *Will reduce game day set up for sporting events especially for cricket and negate use of cars to transport equipment for game day and from parking around oval during inclement weather* *Also places public amenities adjacent to play space, which satisfies*
	Its set back from surrounding houses and does not interfere with anyone's use of the amenities.
	It's closer to the playing field which is far better for players and spectators.
	It's perfect
	It's been their home for a while and the club has improve the grounds for years.
	It seems to strike the right balance
	It seems to me to be the logical location for the new building – close to the existing building and the newly built playground. It will be great for visitors to the playground to have access to nice toilets ... finally!
	It seems tastefully located, not imposing.
	It seems reasonable given the oval location and is a good distance from the road.
	It seems a good choice as does not encroach on other areas of the park
	It makes sense.
	It looks like it won't take up too much more room that what is already there, plus the current building is an eye saw.
	It is well sited but ideally should be closer to the oval
	It is well placed away from the road; it does not interfere with other activities in the park lands that are nearby.
	It is the most logical place
	It is sympathetic to area, better than current buildings and desperately needed.
	It is sensible.
	It is on the far side of the oval – nowhere near residents. It is no obtrusive or unsightly. It is only slightly bigger than what is already there.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	It is not in the middle of the grounds. It is a compromise to the original proposal. If the building is moved back to the original location, there is no point, you might as well keep it as it is.
	It is far enough away from residents and adjacent to oval for undercover viewing when raining
	It is a suitable location given the layout of the sports field, the existing lights and proximity to existing structures.
	It is a reasonable compromise and will suit its planned use.
	It is a much more sensible location than the existing facilities.
	It is a more functional siting of the required facility than the existing site but really doesn't expand the footprint to the detriment of others.
	It clearly needs to be close to the oval to be useful for the users. Bringing it closer to the oval also helps to create more of a hub for the playground.
	It cannot be anywhere else. If put elsewhere it car parks will go up.
	Includes similar area to current facilities.
	Improves current building
	Ideally the building would be central to the oval, not tucked into the Southern corner, but there appears to be little appetite from the Council for a suitable location to be selected.
	I would think the location is perfect
	I think the toilet facility being closer to the play area is a good thing.
	I think the building is appropriate and similar to existing location. And away from fussy North Adelaide home owners
	I think it will be good for the area.
	I think it is only fair that the change room be brought closer to the action and also is a good view from surrounding streets
	Greater access to toilets for playground facilities with new location. I enjoy having my family at Park 9 on Saturdays for football and current location of toilets is not fit for playground usage.
	Great for users of the playground space and for the spectators visiting Park 9
	Good location for viewing both kinds of primary sports plus in my opinion doesn't take anything away from the natural setting of Park 9
	further from the road and more in tune with the site.
	Fits
	Closer to the field of play is safer for our boys and girls aged from 7 years to 16 years.
	Closer to ground, which allows spectators to view undercover from the sun/rain. It also easier for unpacking and repacking equipment used, that is stored within the building – like chairs, tables, etc
	Close to existing building location
	Can see why they're doing that – for views to the oval. Mixed feelings. Hesitantly/reluctantly in agreement. Providing alcohol consumption under control. Happy to be in this position.
	Blends in well with the surrounding parks.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	Away from housing
	As a player currently, the change-rooms and facility is not up to standard to meet modern requirements. The proposed change would be incredibly welcomed, whilst also making the ground a better spectacle for neutral visitors. Having the change-rooms slightly closer to the oval as proposed would also be very beneficial, especially for injuries, or in cricket when batting. I think it also would simply look a lot nicer than what is currently existing and would add to the aesthetic.
	Area isn't much bigger than the current building and I don't see any issues with the location.
	Appears to be better located to suit the sports
	Acceptable positioning not facing away from the park space but also a nice vantage point for sport spectators.
No	*The proposed site is too close to and impinges negatively on the amenity of the community play areas and housing along MacKinnon Pde and should be moved back along Bundey's Road, at least to the original approved site.*
	Would prefer it was in same location as the existing changerooms.
	Would be preferable to be more centred on the wing
	Too close to my residences. The driveway to my unit funnels noises directly to my front rooms.
	These parklands are currently in use by many local residents and shouldn't be offered to a private school for events. This goes against any concept of the parklands being public access. *The area has insufficient car parking already – adding more people will exacerbate this issue.*
	The upgrading of the facilities for Park 9 is very much warranted but I do not agree with the proposed building location: *To re-position a building with a larger foot print away from the roadside to enable improved viewing capacity for spectators is highly questionable and not valid. Spectators, when not in ticketed restricted seating, will spread themselves about to obtain a vantage point that best suits them. This can vary during the course of a match and having an enclosure is certainly of benefit during inclement weather but in such a situation could not possible house all spectators.* *Parents who attend with children have the option to be able to allow them to play in the well-established play space and will have their view obscured by the building in the proposed location, unless they move further into the play space themselves to keep an eye on both.* *The toilets located further into the park and away from the road side forebodes for some concern in safety.* *The presence of a building closer to the roadside in a similar space would enable access from the road without needing to fashion further roadways into the parklands.*
	The parklands do not need to be built on. In addition, the location is all about the amenity of PAC and not the community. The view from the well created playspace will be spoiled – looking at the back of the building. If you really had to build, why not build by the main road on the other side of the park, and maintain the amenity for all. It seems to be built for people to park cars and not have to walk anywhere – it's a fitness location! Get everyone walking.
	The new location blocks the one section of the park where there is a "bit of a natural walk" for old people like me. The need to provide spectator facilities is spurious. Most people don't go into the parklands to look at buildings (despite Council thinking) and would like

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	them out of sight and mind. Please keep the building as unobtrusive and as near to Bundey's road as possible (and under greenery of some sort).
	The location of the existing toilets and changerooms meets the needs of all users of Park 9 including playground users, community, sporting teams etc. The proposed change is only for the benefit of the PAOC FC who would like better spectator viewing for the 18 days a year that football is played in the afternoon. *placing the building further into the park requires an additional service road, lighting.* *The new proposed building location divides the playground from the playing field, which would have the unintended consequence of not making the playing field inviting for playground users if the building and toilets are obstacles in lines of site. It has been suggested that Environmental Safety Design standards would support the toilets and building being closer to the existing roadway for the purpose of passive supervision after dark. The toilets are currently used by community who park on Bundy's Road and have a short walk.* *The new proposed location will only benefit the viewing spectators only in inclement weather and the ned to have this as close to the halfway line should be questioned for the few that will benefit. Park 9 is a very small park in comparison to other parklands and sporting fields. Having a dominant feature located near the middle of the park, that only serves as a viewing platform and clubrooms for the whole year is questionable.*
	The current location of toilets and change rooms supplies the needs of all users of Park 9.
	The building would be better placed on centre wing. However, it is a significant improvement on the current building location.
	The best location for this development would be on the centre wing of the oval. It would be in a much better and practical location for the sporting clubs and also closer to the playground for more accessibility for the public using that.
	Stay where it is
	Should be parklands
	Let them buy their own land and construct their own buildings. They can afford it.
	It is to be moved some distance from the existing building site location, requiring construction of a road, which is inappropriate for the park lands. The proponent's excuses are without basis.
	It gets nauseating repeating, public not private land for an already privileged elite school.
	In the present location it is less obtrusive and closer to the road.
	I think that it should be built on the existing club house site to lessen the impact on local residents
	I think it should be closer to the existing changerooms, closer to the southern goals. This would have much less visual impact on the park, keep the building further from the children's playground, and have less impact on Mackinnon Parade residents. Further back from the playing field would be much more discreet and require less roadwork into the park.
	I think it should be at its existing location. The new location cuts off the the children's play area, it too close to residents and is too large. I think the new siting effects the way the neighbourhood sees the park – and it feels like it will now be all building and all PAC signs.
	I don't see why they need a building. They have massive amounts of exclusive private school property already. Use that.
	Further back towards fence

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	Free the parklands of unnecessary buildings.
	Far too close to the residents of MacKinnon Pde and too close to the children in the playground.
	Council has been wildly inconsistent with buildings in the parklands. No case has been made for why this one should go ahead, aside from the organisation being well connected.
	As explained previously many times, the location does not respect the residents' wishes or needs. The "facility" can operate in the same geo space as current without moving so close to MacKinnon Parade.

4.7 Building Concept Design and Landscape Plan

Response	Comments
Yes	*is consistent with current modern facilities and will add to the amenity and attractiveness of the parklands*
	Yes, The existing building is embarrassing and not in keeping with the recent development of the playground/BBQ area and tennis courts adjacent to the oval. The new building is a great improvement.
	OK – drainage swails?
	It all looks very nice. My family looks forward to it being there whenever we regularly visit the playground in future years.
	Nicely designed – should add to the area aesthetic.
	I like the water catchment flow has been taken into account.
	The existing facility is an eyesore and the new one has been Architecturally designed to fit in and provide a level of facilities suitable and compliant with today's needs
	Good design with no wasted space to my knowledge.
	I think the design fits with the area, in a similar way to the nearby Adelaide University Soccer Club facility. It will create appropriate facilities for players from both home and away teams, as well as spectators. The design will ensure the facilities are appropriate not just for today but for the next 20 years.
	The old building was a real eye-sore and really depleted the prestige of North Adelaide. The new facility looks amazing and will compliment the heritage of North Adelaide
	Better access for disabled and women should be enough to see the proposal approved
	Again, the building looks good and is appropriate for the location. This will only enhance the parklands
	The design appears to fit in nicely with the surrounding area without encroaching greatly in any currently used park spaces
	yes new toilets required and better changerooms
	The proposed new facility is a much better design.
	It modernises the current antiquated faculty. It is a modest development. And it is situated some distance from any housing.
	This design is clearly more practical than current facilities, hence it is a necessary improvement which can accommodate for local community/sports teams of the area

Item 6.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	The low profile, glass fronted design supports a modern, spectator driven development. Provision has been made for women's sport with changerooms that are sympathetic to and would encourage female participation in sport.
	Upgraded facilities including disabled access will cater for all users. In addition, new toilet facilities will be available to all parkland users.
	Nice, modern and inoffensive building that fits within the mood of the area.
	Looks great and not intrusive *Works well with play space as well*
	Looks fantastic! Would be a nice, neat addition to the parklands. New toilets would also be beneficial. Currents facilities/toilets are out of date.
	The building design has been altered from the original plan submitted four years ago. There has been a big effort to try and please all tastes and objections.
	Efficient use of space consistent with permitted use and limited social activities. Appears substantially compliant with AFL/SACA facility guidelines, disability access and CPTED requirements for public amenities being accessed from play space
	It is a community facility. The greatest use of the new building is the toilet upgrade – the current toilets in the existing building is terrible. Many users of the park use the existing toilets. People in the playground also don't know where the toilets in the existing building are because it is hidden from view.
	I like the simplicity, the structure doesn't hold a hierarchy, rather the building looks to disappear from the park space.
	Plans are professional
	Looks fine.
	Includes more updated facilities, proper disability access and more appropriate change rooms which considers the huge increase in female participation in sport.
	I think the concept design provides a much needed update to the facilities and I think it is great that it also provides public toilets and disability access.
	It's OK but see my previous comment re: the basic principle
	Looks good and is not over the top
	Seems reasonable
	The facility seems small, especially under modern standards, for a facility that will be used by a range of sporting groups (footy, cricket, men's, women's, boys and girls). The limitations based on previous footprints seem unwise and state of the art facility would provide greater benefits into the future as standards and usage continue to grow, rather than sticking to bare minimums based on today's use.
	A modern upgrade in keeping with its surrounds, looks great.
	Yes it doesn't look out of place in terms of other community sports buildings built recently
	It looks reasonable
	It looks good and reasonable and fit well into the playground nearby or adjacent

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	It is a well thought out concept design that fits into the natural environment of the parklands.
	Looks nice and I believe it is good.
	I think it is an improvement to the general area.
	It appears to be well designed from a functional and aesthetic viewpoint.
	Looks nice
	Low impact, fits with other recent parklands facing
	It is well designed and fits the parklands landscape.
	The design would be a huge improvement on the eyesore that is currently there and would provide a practical and modern facility for the sporting clubs as well as the community as a whole. The amenities are currently inadequate and the entire zone would be much more appealing for use by families and the general community if this proposal went ahead.
	The plans for the building look contemporary, understated and well designed. The removal of existing buildings will mean that the street appeal is improved. Landscaping seems to be well-considered and appropriate for a parklands area.
	Not eye-blaring.
	Looks good to me – picks up characteristics of the area
	It is visually pleasing functional and and obtrusive – does not take up excessive footprint
	I agree with the concept. It is low level imposing and a much required upgrade.
	Tasteful and fit for purpose.
	Suitable
	The design is modern but consistent with other contemporary design buildings in the area. The top height of the roof at 4.8m is not prohibitive and will allow enough natural light and ventilation to flow through the building. I believe the design enhances the oval appeal.
	ARCHITECTUALLY DESIGNED WITH REGARD TO SURROUNDING ENVIRONS.
	The proposed building aligns with AFL community sports guidelines and provides uni-sex facilities for all of the community. Uni-sex umpire facilities are also provided, enabling female and male umpires can have equal access to the facilities. The proposal also has undercover spectator viewing enabling all weather spectator use.
	A new building is (underline) long (end underline) overdue. It will be a huge improvement for the community
	Meets minimum requirements of AFL change room standards. Current rooms are embarrassment and provide inadequate changing facilities for visiting clubs.
	It looks good and will freshen up the current space.
	Looks great, in keeping with the theme of the parklands and other buildings and integrating it into the surrounds
	Looks fantastic
	It is functional and dramatically improves the far outdated existing building.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	The facility complies with Cricket Australia's Community Facility Guidelines; team and umpire changerooms, shade, storage and community space. This will ensure that the facility is sustainable and meet a flexible range of uses into the future, while minimising footprint in the parklands.
	Blends in nicely with parklands and looks like a big improvement
	The building is not intrusive and doesn't dominate. The use of glass is nice for permeability.
	Looks great
	Sensational.
	Professionally developed to enhance the the area.
	Looks excellent and the design is very good.
	Sympathetic to the surrounding while being contemporary with minimal visual impact
	Not an imposing design, but a high-end modern feel that matches surrounding area.
	Professionally done
	Yes, the building design looks lovely and suits the modern feel of the area.
	The building is beautifully designed to capture the sun and cope with wind issues that may arise. The landscaping is not only in keeping with the area, but enhances them.
	Modern facility that blends in with the surrounds
	It's fine
	Functional modern and fits in with surrounds
	Looks great
	It presents a much improved outcome relative to the existing facility
	It is currently a shoe box. In 2021, disabled toilets are a MUST. Sport players should be allowed to use a change room.
	The building looks attractive and we have no issues.
	Kaurna plaque should be included in landscape design
No	*The building diverts all rainwater to stormwater. The council should force the school to either collect rainwater to use for flushing toilets or the project to connect to the GAP recycled water in the parklands so toilet flushing is not using potable water.* *The design team talks about integrated landscape, but landscape is only toward the back of the building. Why isn't there integration into the building such as a green roof or green walls? Seems like this is only lip service. There is so much more opportunity to include biophilic design into the development.* *Will this building also be in line with the Council's Carbon Neutral goal? From my perspective there is a lot of glass (which will no doubt be only single glazing) and a roof that is not well orientated for solar panels to generate renewable energy on site. The passive design strategies of natural daylight and natural ventilation shouldn't be what they hang their hat on, that is passive design 101 and should be part of every project, not highlighted as targeting high sustainability attributes.* *If the project is not doing everything possible to reduce it's environmental impact, then as a development in the parklands, it should*

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	be knocked back and forced to include more sustainable design elements. Prince Alfred College and the architects should be urged to take the City of Adelaide's slogan of 'Designed for Life' more seriously.
	I think the building is too large and will end up as an event space that will be disruptive to the neighbourhood. I also do not want to see drunk boys next door to a children's play area – it's not safe and it's not appropriate.
	This new building with its feature 1950's stone wall and Darth Vader black windows would be excellent as an single story office building out on the Main North Eastern Road (perhaps for a charted accountant looking for added respect).....but please, I don't want to sit on a park bench wanting to look at a tree (my daily solace) and get this instead. There appears no landscape design just driveways and entry points/
	It is unnecessarily large at 410m2. Its footprint is over whelming and impacts local amenity. Scaping is fine and needed.
	Far too big + is another encroachment on our parks. I feel that it should be built on the site of the existing clubrooms, if at all
	I have no idea what the 'old boys' gave as guidelines when they put out the tender but what they got is totally unsuitable for the situation. That building might look good elsewhere but in the parklands it looks like someone installed a 'service station'. A building of that size in the parklands should be more sympathetic to it's surrounds, not look like a reject from the Jetson's Cartoon. Apologies to the architect but I think he/she was given the wrong spec's to work on. Something like a small version of the WW Martin Hythe Sports Pavilion (in the UK) tucked in the tree line would be both pleasant to look at and far more discreet. At least in a few years time we wouldn't be contemplating it's removal.
	Wrong place – Far too large
	Far too big and in the wrong place
	1. Too much glass and outside sheltered area facing community play areas allowing full sight in for community and residents of the drinkers, diners, purchasers of food and drinks, meetings etc. It appears be tacked on and too visible, impeding full view of the oval from the community playground area. *2. Outside public toilets entries and exits now face community play areas and residences with no shielding and in undesirably close proximity to children's play areas.* *3. There appear to be no inside toilets available for spectators, users of the food and drink facilities, association members etc within the new building. Are they classified as users of the community outdoor public toilets?* *If so, will the number of outside toilets be sufficient, especially for large functions, and their position acceptable to users of the building and should the ACC and therefore ratepayers still be responsible and paying for the cleaning of these toilets.* *If not, then a clear distinction needs to be made and toilets provided by the Lessee, inside the building for spectators/event visitors before building approval is given.*
	Bigger footprint not acceptable
	I think the community space is unnecessarily large. Change rooms and plant rooms are necessary. Viewing and entertainment space is not.
	Free the parklands of unnecessary buildings.
	No. We should be focusing on returning more of the parklands to a natural state to increase biodiversity in the area. This will only decrease it.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	I think the building looks fine, but I don't agree with the concept at all.
	This would be more appropriate if it was starting from the existing footprint as agreed in 2017.
	The agreed footprint (2017) is preferred.
	The building location should remain adjacent to Bundy's road near or on the site of the current change rooms. It looks to be the size of a nearby tennis court from the concept plans provided and due to its size, numbers of people it will attract, keeping it away from established residential areas and not obscure view by children in the play area by their parents. *A smaller foot print that does not necessarily require the removal of the existing work shed should also be considered – the concern here is that machinery and no doubt chemicals used for the upkeep of the oval and buildings may be safer located at a distance rather under the same roof as the new building.* *It is puzzling to see the road and boom gate to the existing shed remain should the latter be demolished rather than be returned to green space.* *In 2017, it had been agreed that the starting point for the new facilities would be from the existing change rooms site – I strongly feel this should remain as it would enable delivery of goods, with ready access to the new facility and it's toilets from an existing roadside requiring fewer encroachments on the green spaces of Park 9*
	larger footprint than existing buildings.
	The concept design focuses on creation of a portion of the building that will be used for social events not consistent with the original sports-focused concept. This is essentially to allow 'pub-in-the-park' facilities, contrary to park lands policy.
	They're already lucky to have use of the parklands, are they never satisfied? NO EXPANSION
	Any amount of construction on this scale goes against the concept of the parklands being for all. The addition of more private use facilities further burdens the local area with additional traffic and reduced opportunity to enjoy the local green space.

4.8 Other comments on the Community Sports Building

Comments
I believe that the toilet facilities will be available to the public. The existing toilets, which are the only ones close to the playground are old, and not pleasant to use. This addition will be greatly appreciated by all that use this area.
I just think that it should be built ... and sooner rather than later. The area needs this sort of facility.
Any improvement on the current one has to be a good thing.
I couldn't quite confirm where the public toilets are – as long as the entrance is well lit, this is a good idea.
Let them have a decent building to allow guests of the club to be comfortable and wach the young people play their sports.
With PAC paying the cost, and the design fitting with the area and comparable to facilities at nearby ovals, I believe this proposal should be approved. Other users of the park, including the playground, and tennis courts, will benefit from the better public toilets. For the local residents, the development won't change the days/hours that the oval is used.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Yes – please build this and allow our parklands to be enhanced, upgraded and made better. Note – I am in no way affiliated with PAC, never have been. I am just a supporter of growth and activation of our parklands.
The design of the new building will compliment the parkland landscape and provide a new capital asset. In addition the applicant is proposing to fully fund the project and on that basis Elected Members should support the project.
Design looks great for the area and will give a great modern feel to the oval compared to the run down, dingy, unsafe and extremely inadequate current facilities.
The ladies toilets are inadequate and a disgrace for users of park 9
If PAC are covering all costs for the new facilities then why not?
About time, this project is long overdue and the existing facilities are embarrassing for the Adelaide parklands, the City of Adelaide and PAC. Contemporary, fit for purpose, compliant facilities should be made available to all users of and visitors to the park lands from Adelaide and the broader community
The building has all been done to AFL standards, and is a good use of the combined footprint of the existing buildings.
So long as it doesn't become a squatters quarter & is adequately maintained, I believe it will be advantageous.
Can it include solar panels for more environmental sustainability?
No. The upgrade will be welcomed.
With PAC seeking to cover all associated costs with the new building and the facilities being much more appropriate, the proposal should be approved.
Important to replace decaying buildings in the parklands to ensure a number of groups (not just PAC) and individuals can use reasonable, safe facilities
The old one is outdated
The design does not appear to allow for easy adaption to include a second story for future viewing space (grandstand) for spectators. This seems short-sighted.
Much welcomed upgrade, the area is falling behind, so many other councils have upgraded old facilities and this is one of the worst still standing.
It is a substantial upgrade on what is currently available for the clubs and community to use, and is far more aesthetically pleasing and safer.
Not larger
I strongly encourage that this plan proceeds as the benefits are enormous for all sporting clubs as well as the community. There is no additional impact on the residents from this and will only benefit them moving forward. The whole area will be transformed into a much more accommodating and useable space that will be far more pleasing to all involved. I also note that the Community Information Pack has been uploaded as a .docx format. This is going to exclude some people from reading it. I recommend that this is converted to a .pdf format so as not to exclude those people who don't have access to the Microsoft Office suite.
Really happy with the proposal.
Looks good – functional
Like design & location – sport & playspace

Item No. 1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

It is imperative that the development go ahead – long overdue. How can all the very considerable sports facility developments proceed in the parklands opposite the new RAH and this incredibly modest development not?
It is well over-due that an upgrade happened.
We need to encourage activity, particularly amongst young men & women. The rapid growth in AFLW is exciting and for people to participate, facilities need to be fit for purpose. The existing facilities are substandard and I welcome this upgrade.
Very necessary upgrade
It is incomprehensible that this should not be strongly considered and approved given the improvement it brings. The existing facilities are an embarrassment and an eyesore.
Should be approved- as a local resident and owner of other properties in the vicinity of the proposed development I would be disappointed if the acc rejected this application. I can not see any plausible reason for doing so. Why the council would not want a newly erected, sympathetic building for the area would be hard to justify as an from my perspective as an independent ratepayer. The tenant has displayed over many decades their ability to maintain the oval in pristine condition all year round having respect for the councils property whilst maintain and developing utilities.
This facility is much needed to enhance the growth of community sport and use of Park 9, vastly improve the public toilets making them DDA compliant and provide uni-sex change facilities for the growth in female and junior sport.
Please lets get on with it! It has been years coming. Fitness on the Park will be very supportive. Masters Inc Athletes (35 athletes) are keen to have an undercover space to train from
Thought some more undercover areas would be better
It is functional and looks excellent.
Will be great benefit to community
C of A need to ensure all communities have access to this ground (Park 9) by monitoring sub-lease activity.
Looks lovely and modern.
New toilets will complement what Council are doing everywhere in the park (new playspace and activity hub) – need to invest in good infrastructure in the city grounds. *Current change rooms are archaic – we need to move with the times.* *The concerns from residents are ridiculous as the alcohol permits are in check and are in the building. They won't be allowed to walk around with alcohol.*
Very modern and professional.
The proposed building and facilities will enhance the area and create an environment so superior to the existing infrastructure.
The parklands are for everyone to use – much of it is dry grassland and rarely utilised. This will utilise the most our of this area and allow the PAOCFC to have up to date facilities like so many other clubs.
Support this proposal to build
I love it.
The additional space required is to make sure that the facilities are consistent with AFL guidelines and modern uses

Item 10.1 – Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Double glazed windows
We support community sports, not gambling/drug sports such as major sports "footie"
Why doesn't the submission include a waste management plan? Where will green waste go? Is Prince Alfred committed to diverting waste to landfill? How will waste be picked up in a easy manner.
The word 'community' – I have lived on Mackinnon Parade for 10 years and have never seen any sense of community coming from the sports teams – especially rugby. The boys are messy, disrespectful, and often scare the older members of the neighbourhood – especially older women.
See above and note it is too big and "over fit for purpose". It is for parklands footy and this new need for specialist massage rooms and "club" community areas etc is questionable. PAC have obviously used the premise that the more money it spends the longer the lease it can ask for so it can get a "return" on its asset. If it could put in gold taps and get longer it would. A simple and unacceptable equation.
It is 20% too big and located far too close to McKinnon Parade
Too big, wrong position *Strongly against this "development"*
In the blather we were given to read it reinforces the fact that it is a 'public' building and open to all. You also say that you expect an increase in residents and park users and foot traffic and yet this cold and forbidding (private looking) building set in a crowded situation with boozed up geriatrics has only three toilets...? Most country ovals have more dunnies than that. *Just a thought – seeing plumbing and waste facilities are already there, if they insist on moving the club house to 'Canine Scrotum' status maybe they could build a small ablution block on the old clubhouse slab?*
Repositioning of the building along Bundey's Rd will reduce the amount of extra landscaping required, preserve the existing vegetation and diminish the negative impact on the community playground facilities and residents.
I am interested in the fact that it is called a community sports building. As far as I can see it will really be used only by PAOC. It is not being offered to the local community as a resource. Materials must be discreet (and not cause blinding sun reflection to motorists on the main road) and landscaping must be undertaken quickly – and maintained.
No. Mine is a basic rejection.
Must be available to nearby playground and tennis courts users
The need for modern and appropriate toilets and changerooms has always been supported. The existing toilets have been 'rundown" and have been deemed as non accessible for the disabled. *The use of the facilities by the school for sport will be of benefit for all, if new toilets and changerooms are built or refurbished starting in the existing location.* *The older tractor shed could have been converted to a "men's shed" for local community, instead of incorporating as part of the new proposed 'clubrooms" which may have served local residential community.*
The existing location for new toilets and changerooms having been refurbished are preferred by us.
A facility that truly is a community sports building rather than a clubroom would be very welcomed by the community both local and further a field. *Promoting good health and recreation through sport for all ages and gender is to be commended.* *Facilities that will also allow change rooms for girls and women, spaces for umpires, protected areas during inclement weather for more vulnerable spectators is ideal.*

Item 10.1 – Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

To locate such a sports building to take advantage of a vantage point to better view one section of the sporting arena is highly questionable. The attendance of spectators for a community sporting event will not be because of the viewing or seating position offered by a building in Park 9. It is a service facility that is best accessed from the existing road as the original change room has and thus not requiring new roads into green spaces. The location of a new building closer to residents to facilitate the community sporting events should not occur. Minimising disruption to our green spaces should be considered. Toilet location closer to roads rather than further in parklands is safer. Avoid reducing the visual access of children in the play space behind the building. Informing residents of the larger event games well ahead of time is a good moniker for good communication, but there is a significant parking issue for residents that is not solved.
Building materials look attractive. .good to see the attention to water efficiency and use of natural daylight.. Wondering why there are no solar panels on the roof.
The building is not being financed by PAC Old Scholars for the purpose of satisfying 'community' needs. It is being created for the exclusive use of PAC.
As before, no expansion for an already entitled few.

4.9 Proposals and content of the Community Land Management Plan

Response	Comments
Strongly agree	*This upgrade will benefit the entire community and make the area much more appealing to all to attend and take advantage of. Currently, I would not take my children to what is a wonderful play area because of the lack of suitable facilities in the event they needed the bathroom. The excellent upgrades to the area are let down and are being underused because of the dilapidated facilities that are currently there.*
	Having read through this Draft CLMP I feel that the important cultural and environmental considerations have been sufficiently included and that the public and those who lease or sub-lease park 9 will all benefit.
	It is a good balance between community use and protection of parklands. It is great for (underline) youth (end underline).
	Fully support this area for sport
	Dog on leash - bins need doggy bags, to much
	Park Lands facilities need to be upgraded from time to time when appropriate. This development fits that bill
	I think the proposals are excellent and needed
	I believe that all of this material is consistent with the appropriate use of the parklands and covers all of the appropriate issues.
	If the key objective of Park 9 is to support ongoing public use and enjoyment of the park and retain it as an activity hub for formal and informal community recreation and sport activities, the proposals enhance the ability for this objective to be achieved in a progressive manner. This can also be done while remaining respectful of the cultural significance of this land with minimal impact on the surrounding environment.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	I strongly support the use of Park 9 for community level sport and recreation. The new facility will enable this to occur while meeting modern community standards of facility provision.
	The residents need to understand that the parklands use is for the community as a whole! The draft plan is for community use - PAC is to be commended on their tenacity in continuing to press for an improved facility despite some local backlash.
	I enjoy the facilities that have been added in recent times. I now am able to take my young family along on a Saturday and they enjoy the playground a trails around Park 9. The space is being far better used since I first started at PAOCFC 15 years ago.
	The amenities need to change
	Seems considered and consistent with the intentions of using the parklands for the people.
	Makes sense
	The park usage is future proofed without compromising its original intended use.
	The CLMP aligns with the site's historical shared community and sporting use while including fit-for-purpose off-field amenities to the benefit of participants and volunteers.
	Agree that parklands should be protected and enhanced as much as possible
	Recognises + protects the park
	Agree with dog management proposal.
	Park 9 requires revitalisation immediately. Cannot decay like other council assets.
	Very well set out, explains the consultation with the Kaurna people and it is clear that the old buildings need to be moved and integrated into the new facility. How the clubs have put up with those changerooms for this long defies belief.
	Evidence of commitment to ensure facilities in the park lands are sufficient for use
	I believe this should go ahead to make the parklands recreational experience more enjoyable.
	Yes, the CLMP proposals and content seem to be fair.
	To encourage more people to use the park is an excellent idea. Removing both the existing sheds and replacing them with an attractive facility is going to be visually superior. The landscaping and lighting will make the park even more accessible than it is now. I like the idea of dogs having a leash-free time zone. The landscaping is in keeping with the feel of the trees and plants that are already in existence. The entire aspect will be far more attractive than the current building for the neighbours.
	The area needs to be developed in line with the new playground facilities
	Everything looks great
	National Heritage Listing very important particularly for the Kaurna People . *Council establish a plaque to that effect, so the rank and file can be educated in this heritage .* *Increased tree planting and vegetation surround the area great idea this new facility will go hand in hand with the relatively new playground tennis and basketball courts adjacent*
	Seems reasonable
	It is adequate
	My previous comments encapsulate my response.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Agree	*Please refer to my earlier comments.*
	These proposals are generally acceptable, although I have questions about what is meant by 'community development activities' (page 8, para 2), and in the same paragraph, I would suggest that food and beverage service should be limited to one hour, rather than two, after sporting activity. I would further suggest that food and beverage service not occur after training – only during and after matches.
	I agree with amendments, which do not propose or address the size of the replacement facilities.
	seems appropriate
	I believe that the new development fits perfectly into the improvements that were done in 2016 of the gardens, playground tennis area. At the moment those change rooms are an eyesore.
	General - Updated Kaurna statement - WHAT - are you removing western history
	It seems reasonable to me ... as best I can understand it.
	Don't understand all of it, but looks sensible overall and support the plan.
	The grounds should be managed respectfully, and allowed to proceed to facilitate strong use and local participation
	progress is paramount
	It allows the full benefits of the oval to be realised, whilst considering the needs of the local residents.
	I found nothing that seemed unreasonable.
	Obviously any development needs to consider the impact on nearby residents, but this proposal is essential in supporting use of community facilities and encouraging more people to become involved in sports.
	I believe the ground and surrounding area should be managed respectfully. The facilities will bring about great local participation and enhance activity.
	all seems perfectly reasonable
	allow more use of facilities
	The plan appears to be appropriate.
	The preservation of the parklands environment and longevity for the community's best interest is pivotal and reasonable.
	The development as proposed appears to support the Draft CLMP in a number of ways. By providing improved access to people with disabilities, increasing the potential for the participation by indigenous men and women in sport, providing a safer and facility for visitors to the Activity Hub and supporting tree planting and landscaping are all feature and key benefits that this facility will provide to the broader community.
	The draft CLMP is a necessary part of the precinct proposal. Park 9 has long accommodated sporting involvement and this well considered project offers new facilities for all users.
	Fair and reasonable
	Reflects current use and community expectations
	The ground and surrounding areas should be managed respectfully for adequate use of the sporting club and other local participants.
	The management plan is brief however covers key objectives and community needs

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	The changes to the CLMP reflect the continued use of Park 9 as a sporting and recreational hub that reflects community expectations of what the Adelaide park lands should be used for. *Only issue is the lack of recognition of the necessity for car parks to be made accessible by holders of parking permits for spectators with disabilities or for the visiting team's medical and training staff to access the facility on game days*
	The CLMP should add in a line about dog owners picking up after their dogs. There is a lot of dog poo on the grounds.
	well thought out and community based.
	Sounds reasonable and progressive.
	Believe the ground and surrounding areas should be managed respectfully, but allowed to meet the key objective of making sure the facilities there support strong use and local participation.
	The plan seems sensible.
Neutral	*The CLMP could mention that the park is unique in having a sporting field in very close proximity to residential homes and that this unique feature requires careful consideration as an 'events area". Urban infill as proposed along Melbourne street with the increase in density will demand more open space for community to use.* *With this, the requirement for better landscaping along footpaths to the northern side of Park 9 will improve accessibility. currently the walking paths stop past the playground heading east and what can be observed is a well worn track, where people walk but in a haphazard way.* *Better landscaping to the northern edge of Mackinnon Parade side of Park 9 would make it more inviting. Some consideration to strategic placement of large rocks or obstacles to stop cars parking on the oval when football is being played, would also be worthwhile as an inclusion.* *A longer term view of undergrounding the powerlines and removal of stobie poles would also encourage the tree growth and not limit vegetation on the park or surrounding footpaths.*
	The CLMP needs to include the current proximity to residential homes. New accommodation when currently complete adjacent to Melbourne Street will increase local population density, and demand more open space for community use. *Use of strategically placed impairments to obstacles on the north side of MacKinnon Parade would reduce parking on the oval when football is being played should be included.*
	It is pleasing that the emphasis of support is for promotion of outdoor activities. *I would like to see more measures / landscape treatments to deter unauthorised vehicles from not only entering but also parking on the park.*
	Not being a strong sports fan I find the whole expense unwarranted but that is up to PAC. I know I am in the minority when it comes to sports. What I fear is an ugly intrusion into our parklands when we should be looking to enhance the vista.
	The plan is quite comprehensive with one of the stated aims being to "protect and enhance the parklands". I agree with the emphasis on it being an activity hub, proposed tree planting and the focus on cultural heritage and public art. *However I'm uncertain as to how "carparking on surrounding streets will be managed to ensure availability to park users" and think the dog off leash hours are quite restrictive, basically being before 10am or after dark.*

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

	However as already stated I disagree philosophically with the increased size and change of use of the building on public space and the potential fin Park 9or PAC having the monopoly on the oval space
	Seems reasonable
	Seems logical
	The CLMP doesn't really grab my attention in either direction.
	A required step for all involved so it's an appropriate outcome for all parties
	I don't have any strong opinion on this topic.
	I have not formed an opinion.
	I have no direct involvement of the proposed facility. However, the facility will provide the players and supporters of Rostrevor Old Collegian Football Club inc. with modern and adequate facilities.
Disagree	*I don't think a heritage listed park should have a licensed sports facility in a central location. I think the Parklands must be protected from development and that a new facility could be built where the existing one is now. I also do not think the park should be used as an 'event' sight - this is a residential area, many of the residents are elderly and notification does not mean respecting the residents and their property. I have also never seen any attempts to control parking - on the street or on the grass in the park itself.*
	The proposed CLMP is just a rubber stamp of past history to save Council making any sort of thoughtful discussion. This PAC oval should go elsewhere where it can breath in a larger park area. And us local inhabitants could breath too with a few more trees and a walking area. Give us a soccer or hockey pitch to share with. Our whole park area around here is one continuous set of ovals.....all grass and not good environmentally for humans in hot houses and wildlife.
	As above. This is public land. It should be available to the public.
	The whole space becomes a busy hub, and a focus for evening and night time activity and occupancy. How does the justification align with the refusal of the Adelaide Football Clubs application? We do not support hat either but how is it different; added to that AOSMA wish to utilise areas outside of the OVAL itself. How does that vary to this placation of residents whom are forgotten third party in this saga?
	I think I've commented enough.
	More parklands trail investment would be better alone - there is no need for this new building.
Strongly disagree	*Various aspects of this proposal are not supported by the CLMP, but the Park Lands Authority is conveniently ignoring this.*
	The CLMP does not outline why the public cannot use the land during designated sporting events, not why this group needs the land.
	Too increase the footprint is wrong
	I think it is already clear from me that this expansion for an elite few should proceed under no circumstances.
	Refer prior answers; similar issues with this development.
	I've already stated

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

4.10 Further feedback on any part of the consultation

Additional Comments
Some questions were difficult to answer with a clear yes or no. I support the improvement of facilities for school and organised sport and trust that the new facilities will be maintained better than those currently there.
I believe that PAOC have received very generous consideration from Council, over a years-long process, during which PAOC's wish for better quality changerooms (which nobody contests the need for) has morphed to a clubroom and licensed premises in a more intrusive location. This will have considerable impact on local residents, will make the wonderful children's playground a less safe space, and will change the character of this beautiful, open, natural park. I have noted previously that it is unique in the parklands, in that here built form and activities can impinge so directly on the residential amenity of heritage-listed houses.
no. Would be beneficial to improve the sustainability within the project.
With regard to dogs being allowed on Park 9. I think the council should consider have more 'dog poo' bags available at more points around the oval. I have on many occasions seen the results of owners not picking up after their dogs, and this is not great for the kids playing sport on the oval. I would think most dog owners would have their own poo bags, but at least if they were visible around the oval, they may be more likely to use if they have forgotten their own.
'Disability pathway access.
Cannot really see any downsides.
The current changeroom and toilet facilities are substandard to all users. This project offers Elected Members a unique opportunity to upgrade the facilities at no cost to council.
The new, up to date facilities will be beneficial and enjoyed by all visitors to the parklands.
'The project has taken a long time to get to this point. There have been several objections especially from certain councillors who have tried to drum up objections from the residents of MacKinnon Parade. We have had letters in our letterboxes at election time - from a local resident - to vote for a certain councillor - as late as last week we had another letter from the said councillor with veiled attempts to encourage us to object to the project. No, PAC is not "wanting to drop into our Park" an unexpected structure - we have known about it for years. "The pitched roof will be highly visible" - no more so than the present structure which is quite unsightly. No, there will be no "pub in the park". A pub is open to the public, it sells alcohol for off premise purposes. This license is for in-house drinking only during specified hours. No, the "Council (does not) have a record of choosing to ignore public opinion". Some of us like to think for ourselves and I appreciate that the Council listens to us too.
This is the 2nd 4 week consultation period undertaken for the design aspect of this project over a 6 year period. The re-design responds to previous concerns raised in the earlier consultation period. Hopefully responses to consultation on the lease terms recognise the limitations on permitted use including limited social activities and hours of use. Residents concerns have been addressed and there appears to be a minority of residents influencing others through mis-information and unfounded concerns over use and location of the facility.

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.1 - Attachment A

The replacement of aging, non-compliant and embarrassing infrastructure in the park lands, fully funded by users, should be embraced by the CoA and residents. *To do otherwise represents a disservice to all Adelaide residents and visitors to the park lands.*
'The oval/grounds has seen a lot of improvement over the years because of PAC's upkeep.
- Ability to accommodate female sports, given PAC is gender spec *- Consideration of resident parking along MacKinnon Parade* *- I really like the proposed & minimal, contemporary appearance/aesthetic* *- Good to see advances in the beautiful NA parklands for all to enjoy.*
The parklands should be enjoyed by everyone and it is positive that this will encourage more use of Park 9.
I hope this new facility will encourage use and enjoyment of park 9
I support all aspects of the community hub - with the exception of the expanded clubrooms and an events space. People use the play area and picnic areas daily and it is wonderful. I think it would be a terrible mistake to turn in into a boy's club. That, and I think we need to keep as much green space in this city as possible.
Sadly, I think this consultation is pretty scrappy and there appears little intellectual depth to the discussion. To me and others the Council is merely intent on adding cheap land to the PAC real estate portfolio. How about some gutsy and relevant input from the "planning" division!
I hope the footprint and location are downsized and moved.
Please, please, do not build on the parklands. Please consider investing in clubrooms that sit off the parklands but near to them.
We hope to never be victims of serious or injurious crimes or hazardous activities in + surrounding the area. Whatever is done to promote good health + betterment of the sports field, playground + neighbourhood is welcomed. Let's not let human criminals, swindlers, bugger Bundey's Reserve.
The playground has certainly been a very good investment by the City of Adelaide and meets the community expectations of a residential area and community space, which works well during the daylight hours. *Having some community access to the existing "tractor store" with a hoist for a small 'Men's Shed" to include a small community workshop would have some merit. With may smaller residential allotments and confined spaces, a small workshop and meeting space for local community would be an interesting concept to consider, using an existing Council asset. Thank you for the opportunity to provide some feedback.*
Many thanks for the opportunity to contribute.
Thank you for the opportunity to enable me to voice my concerns.
On the whole it seems the Council have been strong, please stay that way. You asked them to go back and discuss size now ask them to go back and discuss design. I fear it has been submitted by a friend of a friend and not well thought out. Point out to the 'old boys' that they will have to walk further from their cars, maybe then they will be happy to slink back to the tree line. When I looked at the footprint, I decided it was to far to walk cross legged to the facilities!
As a female I am worried for my safety coming home on dark winter nights. I have been harassed before by exuberant (indecipherable) elephants.
I do hope for the resident's sake that this does not proceed.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

The Adelaide City Council should examine further funding possibilities rather than relying on private school money to provide part community usage coupled with private school usage. *If this goes ahead there must be monitoring of which groups - how many? how long? - (are sub-lessees?) e.g. utilise the oval and building.*
Signage for toilets.
Looking at page 3 of the Concept Design, the size seems fair.
The parklands are for the community not the minority
No. The open day was very well organised.
No but can i say the open day was extremely well organised.
Get on with it. The current facility is a disgrace.
This upgrade will benefit all in the community and will be of no impact on residents. The sporting clubs will not use the facilities any differently than is currently the case. There will be modern and clean amenities available for all.
Thank you for consulting. Propose pro-active consultation with groups so (underline) all (end underline) members of community have access to having a say. *Can't wait for this facility investment. Great use of funds.*
The toilets should include baby changing facilities and be as family friendly as possible.
Impressive already - any improvements to an already attractive area will be good.
Great that Council here on a weekend to engage the community. *PAC do good job maintaining ovals - Glenunga team utilising.*
We need appropriate facilities to encourage people to participate in community sport. The existing facilities are aged and not fit for purpose, whereas this proposal will provide great amenity. It is appropriate that PAC get a lease of this duration given their substantial capital investment.
This is a very necessary upgrade
This proposal has been thoroughly consulted on for many many years and in this time the current buildings have continued to deteriorate and remain by far the worst change room and toilet facilities in the park lands and Adelaide Football League. The proponents have consulted and redesigned the building to a point where they have addressed all the significant concerns of the few residents opposing the plans. The PAC community is fully funding this project, including the public toilets, so it is a great outcome for the whole community.
I have had a talk to many of my 600 members who are excited at the prospect of a chance to extend our undercover facilities when we are in need of shelter. I used to train on Park 9 40 years ago with the same antiquated facilities! I am happy to collect signatures from interested people if you think it is necessary?!
Good supporting documentation and concept drawings
Generally, an improvement on the Park Lands - have no objection to this as it is a positive move. *Nearby residents will be pleased that there is a change in the park - can visit and view sports being played in the oval.*
Great idea for the community.
This is a no brainer and I truly hope the voice of a few who would complain if they won x-lotto are not heard over a silent majority.
This will be a much-needed upgrade to Park 9. Everyone benefits, the Council, the neighbours, the public, the dogs and PACOSA.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Let people enjoy the parklands.
The question at #16 is ambiguous and will probably deliver a misleading response. Very few respondents would be aware of the content and legal purpose of the CLMP. The question prompts an 'agree' response because the CLMP is clear (to those who have read it). The real question should have been "How do you feel about the inconsistency between what the proponent is seeking, and the content of the CLMP with regard to Park 9.
No expansion into our Park Lands for the gratification of an already elite few. This sets a shocking and elitist precedent.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

4.11 E-mail and letter submissions

-----Original Message-----
From: GG Scott <cwmouse@adam.com.au>
Sent: Thursday, 18 March 2021 1:18 PM
To: YourSay <Y.Adelaide@cityofadelaide.com.au>
Subject: Bundey's Paddock (9)

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Good afternoon,

Regarding the proposed changes to Bundey's Paddock/Tidlangga (Park 9) Community Sports Building, Lease Agreement and Community Land Management Plan

There must be no increase in the land usurped for buildings on our Parklands.

I am all for upgrading toilet and storage facilities as required, but the building footprints must stay the same.

The building shown in the Plan looks to be twice the size of the current building.

Beauty being in the eye of the beholder, my eye says that there would be less glare if the under eaves were painted in a darker colour, better to blend in with the surrounding greens rather than the tree trunks.

I live in a nearby suburb and frequently cross this park on my way to North Adelaide.

Sincerely
Glenys Scott.

****

-----Original Message-----
From: Penelope Hackett-Jones <penelope4444@yahoo.com>
Sent: Friday, 26 March 2021 6:27 PM
To: YourSay <Y.Adelaide@cityofadelaide.com.au>
Subject: Bundey's Paddock/Tidlangya

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Thank you for inviting public comment. I think your new design is splendid, much better than the horribly elevated club room built on the University Oval. Please keep it very low-key, as it appears to be, and not dominating a beautiful landscape (as for example the Adelaide Oval grandstands do).

Penelope Hackett-Jones
Gilberton

(not a North Adelaide resident, but I walk there regularly).
Sent from my iPad

****

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

-----Original Message-----
From: Owen <owen.mace@internode.on.net>
Sent: Friday, 2 April 2021 1:55 PM
To: YourSay <Y.Adelaide@cityofadelaide.com.au>
Subject: Park 9 Submission

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

I have only this to say about the proposed further alienation of the parklands and the PAOC proposal on Park 9/Bundey's Rd Playground:

1. Col. Light's vision was for parklands to surround the city. I don't believe that his vision included golf courses, hotels, coliseums, private "community" centres (aka locally as pubs-in-the-park), playgrounds, club rooms, etc.
2. It is worthwhile contemplating the alienation of public parks that has happened in my lifetime in Melbourne. When I was young, a park north of the Yarra stretched nearly from the Swanston St bridge to Punt Road, with the exception of the Beaurepair baths (where I learned to swim) and some WW2 Army buildings. It is now almost all coliseums. Is that the long term aim for the Adelaide parklands, that all the land from Jeffcott St to Hackney Rd should be alienated?
3. I understand the Lord Mayor's view is that public land should be for public use. If this is so, then how is are these facilities for "public use" if the public cannot access except at certain times and, in some cases, only with a payment?
4. Turning to the PAOC proposal. It should, of course, be located over the site of the existing change rooms. I have been told that the road to the proposed "club room" is to have swales either side to prevent vehicles driving onto the playground. How will the barbecue trailer enter the playground? Or vehicles delivering heavy materiel for games, now delivered directly onto the playground? Perhaps the answer is over the footpath from Mackinnon Pde?

While on the subject of vehicles on the park/playgrounds without permits, consider the Saturday morning tennis players on Park 10.

Owen
North Adelaide

****

From: alastairhunter@bigpond.com <alastairhunter@bigpond.com>
Sent: Monday, 22 March 2021 11:12 AM
To: YourSay <Y.Adelaide@cityofadelaide.com.au>
Subject: Park 9 Development

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear City of Adelaide,

I refer to *Your Say Adelaide Park 9 Document.*

Background

Adelaide benefits from the foresight of our founders to be ringed by open space – The Adelaide Parklands – the envy of the world. We are fortunate to have citizens who wish to protect this community open space.

The lack of any alternative vision from our leaders other than "Big Adelaide" is placing pressure on this community open space. There are forces trying to make a "land grab" for this asset.

Plans, proposals and suggestions have included, most egregiously, the Adelaide Football Club, "The Crows", thinking that building its offices and club facilities on the Parklands was a great idea. Another example was a private school presenting plans which included "classrooms" with moveable walls to potentially create a large open space with a great view of the part of the parklands which it, quite reasonably, has been able to use for its sporting activities.

Many of these proposals have taken up considerable time of the bureaucracy of the ACC (at a cost to ratepayers) in "exploring" these ideas instead of the ACC simply saying NO.

Park 9

As I read it, the combined area of the buildings proposed to be demolished is 315m2.
The original PAC proposal was 405m2.
In 2017 approval was given for 375m2.
PAC now seeks 370m2.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

These figures do not include hardstand areas, plant/bin stores, nor the roadway which is now required for access to the new building in its new position.

I note that within the current space there is 50m2 of Community space, 25m2 designated Meeting, and Kitchen 14m2. The meeting and community spaces are separated, it appears, by a concertina door, so in reality the community space is 75m2 which, with kitchen, makes 89m2 or nearly 25% of the total area.

Further, I note that permitted use is "changerooms and associated spectator facilities supporting *school PE lessons* ... ". This indicates that the school, or another school perhaps, intends to use this site as part of its normal educational programme with students being transported to Park 9 during the school day for lessons for which parents have paid i.e. as an extension of the school campus. Now, that sounds like something previously promoted by another private school.

The school is making an estimated $2.3M investment on public land for a guaranteed lease period of 21 years, so no doubt quite reasonably expects a return on its investment.

The public trade-off is that the community gains public toilet facilities, which should be the ACC's responsibility, paid for by PAC.

The new position of the facility emphasises a key purpose is to enhance the view of the oval from the building for spectators.

I note that the Away facilities total an area of 82m2 and Home facilities 86m2. The disparity is reduced considerably compared with the original proposed plans. In order that the Home team does not obtain an unfair advantage I suggest, in the interests of equity and inclusion, the wall between the two areas be moved the necessary distance to achieve this.

Conclusion

Use of our parklands by the community is to be encouraged.

Building on the parklands should be kept to the minimum necessary to support that legitimate use e.g. changerooms, toilets, maintenance equipment.

Building on the parklands for private profit or with private branding should be prohibited.

The ACC should not trade-off its release of public land to provide public facilities which it should provide, and which ratepayers expect it to provide.

Regardless of any promises made quite genuinely about rules of use, times, noise, crowds, notifications etc, the simple fact is that these promises usually fall into disuse over time, and at lease renewal in 21 years, further concessions are likely to be sought once the neighbours have been "socialized" into acceptance.

Yours sincerely,
Alastair Hunter
64 Kingston Terrace
North Adelaide SA 5006

Alastair C S Hunter OAM

It is a righteous mission to defend our history, our democracy, our freedoms, our prosperity, our way of life, and not be silenced by intimidation, labelling, trivializing, withholding, feigned outrage and offense, and cancelling. Ronald W Bunbury

****

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

South Australian
National Football League Inc.
ABN 59 518 757 737

Office
Level 2, Riverbank Stand,
Adelaide Oval, War Memorial Drive,
North Adelaide SA 5006

Postal Address
PO Box 606 Tynte Street,
North Adelaide SA 5006
T 08 8424 2200
W sanfl.com.au

MAJOR PARTNER

6 April 2021

Mr Ray Scheuboeck
Team Leader, Community Lifestyle
City of Adelaide

r.scheuboeck@cityofadelaide.com.au

Dear Mr. Scheuboeck

Re: Bundey's Paddock/Tidlangga (Park 9)

Thank you for the opportunity to provide feedback for the proposed Community Sports building to be located at Bundey's Paddock/Tidlangga (Park 9).

I am aware that the Adelaide City Council (ACC) has been working with Prince Alfred Old Collegians Football Club and other Park 9 sporting communities for some time and we congratulate you on delivering the project to where it is today.

I am pleased to see that the ACC has revised previous floor plans to a footprint area that now, on the most part, meets the AFL Preferred Facilities Guidelines. The Guidelines are a tool to assist councils and clubs to develop facilities that maximise return on investment through increased participation levels, club sustainability and community wellbeing. We trust that facilities designed in accordance with these guidelines will facilitate the continued growth and inclusion of participants through ongoing functionality and usability.

I understand through discussions with Prince Alfred Old Collegians Football Club that the community building will be utilised by a range of sporting groups, school groups, junior teams, female and male teams. We commend the Prince Alfred Old Collegians Football Club for persisting with this project to improve the experience for their current members and to attract and retain new members to their club. Their commitment to 100% fund this build is extraordinary and will be of great value to many users of the park area, not just those involved in organised sport.

The proposed Community Sports building concept is directly aligned with the strategic direction of the SANFL Facilities Strategy (2017-2022) which prioritises the construction of family friendly facilities to accommodate the diverse needs of players, umpires, volunteers and members and ensures facilities reflect the contemporary values of our communities.

Item 10. - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

In light of this, I provide the following feedback on the community sports building concept illustrated on the Adelaide City Council Your Say website from 5 March – 6 April 2021.

Player changerooms

AFL Preferred Min. Size	Park 9 building proposal
2 x 45m	1x 48m 1x 45m

Both the home and away change rooms meet the minimum guidelines.

Player amenities (showers and toilets)

AFL Preferred Min. Size	Park 9 building proposal
2 x 25m	2 x 25m

Both amenity areas meet the minimum guidelines. The design also meets the preferred option of having three closed cubicle showers and three closed pan toilets per amenity.

Massage/strapping room

AFL Preferred Min. Size	Park 9 building proposal
2 x 10m	1 x 12m 1x 13m

Both massage/strapping rooms meet the minimum guidelines. Whilst this is an optional element of the guidelines, it is an important aspect to player care and should be included where possible.

Umpires room (including toilet and showers)

AFL Preferred Min. Size	Park 9 building proposal
20m	1 x 12m 1 x 12m With option to use as one room or two

The flexible design of the umpire's room is highly functional and will enable both male and female umpires to use the space as they feel comfortable.
The large design of the shower area to include a change area also facilitates privacy and functionality.

2

Item 10.1 Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Social/Community room

AFL Preferred Min. Size	Park 9 building proposal
100m	50m 75m inclusive of community space and partitioned meeting area.

The proposed community space is below the preferred minimum guidelines. We are concerned that this space will not support the club's current needs nor its continued growth in participation. However, it is understood that the Prince Alfred Old Collegians Football Club and other users of the building see the space as fit for purpose and will meet their minimum match day needs.

Office/Administration/Meeting room

AFL Preferred Min. Size	Park 9 building proposal
15m	25m partitioned area of the community space

The partitioned space proposed for the meeting room exceeds the minimum guidelines.

Kitchen and Kiosk

AFL Preferred Min. Size	Park 9 building proposal
20m	14m

The proposed kitchen area is below the minimum guidelines. However, I understand under the agreed times of use, the kitchen will largely function as a canteen/kiosk area and not be used in the preparation or serving of meals. As such, this area should suffice.

Cleaners Room

AFL Preferred Min. Size	Park 9 building proposal
5m	3m

The proposed cleaner's room is below the minimum guidelines. However, I understand the Prince Alfred Old Collegians Football Club have agreed that this will suffice.

Storage (internal and external)

AFL Preferred Min. Size	Park 9 building proposal
20m	13m - General internal 17m – Match day external

The proposed storage space (internal and external) is above the minimum guidelines and will be of great use to the club and users.

3

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

In summary, the revised plans reflect a build that is fit for purpose and meets the contemporary needs of players, umpires and volunteers.

Again, we thank you for the opportunity to provide comment on this proposal. The Adelaide parklands are an important host to our clubs and to have the opportunity to improve the facilities in these locations will be of great benefit to the sporting community and the surrounding residential and visiting community.

If you have any queries in relation to this letter, please contact me on 0438 408 305.

Yours sincerely,

DocuSigned by:
Belinda Marsh
D7CF57C8DA8346F

Belinda Marsh
Infrastructure and Community Development Manager

****

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

THE NORTH ADELAIDE SOCIETY Inc.
POST OFFICE BOX 60, NORTH ADELAIDE, SOUTH AUSTRALIA 5006

[email is the preferred mode of correspondence.
brooks1north@gmail.com]

6 April 2021

The Chief Executive Officer
The Corporation of the City of Adelaide
Pirie Street
ADELAIDE SA 5000

Attn: Ray Scheuboeck
Team Leader, Community Lifestyle
City of Adelaide
By email only: r.scheuboeck@cityofadelaide.com.au
yoursay@cityofadelaide.com.au

Dear *Mr Scheuboeck*

SUBMISSION
Park Lands – Park 9 – Tidlangga, Bundey's Road – Private Sports Building – CLMP

Please accept this letter as the submission of The North Adelaide Society Inc. (TNAS) concerning three proposals relating to the use and management of Park 9, being community land within the Adelaide Park Lands.

TNAS notes the three inter-related proposals concern:

1. A proposed lease between the City of Adelaide (CoA) and a private not-for-profit school, Prince Alfred College (PAC) (as Lessee), located at 23 Dequetteville Terrace, Kent Town;
2. A new permanent sports building on public land to be constructed and managed by the Lessee at its cost; and
3. Variations to the Community Land Management Plan (CLMP).

1. Proposed lease
   a) The Lessee is located some 2kms away nearby Park 15, which has several ovals that are located further from competing land uses (residential and business).
   b) The lease provides to the Lessee an "absolute discretion" to vary, remove or modify the specified concept plans.
   There were no attachments to the draft lease that was provided for public comment.
   This submission is based on the material the subject of consultation. Any substantive change to the concept plans would nullify the consultation process.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

c) First Schedule Item 5 permits "beverage facilities" for up to two hours "following a sporting event and concluding no later than the times stated in ITEM 7".
- A "sporting event" is not defined. Various sports are referred to in ITEM 7.
- Reading ITEMs 5 & 7 together indicates that "beverage facilities" may be consumed until 10:30pm Monday – Friday throughout the year; until 10pm on Saturdays and 9pm on Sundays for 6mths of the year.
- The lease does not confine the Lessee to making only temporary applications vis a vis serving of alcoholic beverages.
- The lease does not proscribe the Lessee from making an application for a permanent licence for alcoholic beverages consistent with the times indicated in the First Schedule.
- In effect, the Council is enabling the creation of "licensed premises" adjacent to a residential zone and in competition with ratepayers conducting licensed businesses within the nearby commercial zone in Melbourne street.
- The Council is both detracting from the residential nature of the precinct and undermining nearby licensed businesses.
- It is no answer to suggest that the lease requires the prior consent of the CoA as the CoA is not generally known for declining consent in other than *extremis*.
- It is not an adequate answer to indicate in the consultation material that "*The primary user of the leased facilities in Park 9, being Prince Alfred Old Collegians Association, currently holds a liquor licence for Saturdays between the hours of 12noon and 6.00pm. We believe the existing liquor licence arrangements are appropriate and do not need to be altered.*" Residents and local businesses are entitled to expect the CoA to specify adequately express arrangements in the applicable legal documentation and in the CLMP-Park 9.

2. <u>New permanent sports building on public land</u>
   a) The building will replace two less than satisfactory structures, which is a positive, provided they are in fact removed, which is not expressly clear from the proposed arrangements.
   b) The building area will be 110% greater than as approved in 2017 for a concept plan. It will however include public toilets that will be managed by the CoA, which is a positive.
   c) The arrangements ought to include an express undertaking to not further expand the revised footprint or enclose outdoor space under the roof during the lease period.
   d) While the consultation material refers to a "new community sports building", this is at worst misleading and at best 'puffery'. PAC's own management plan quite properly acknowledges that although the new facility is being "*redeveloped for the purpose of upgrading the facilities for Prince Alfred College (PAC) and general community use*", in fact the "*school and associated sporting groups will mostly have priority in booking the facilities at the commencement of the year/ season, which would be entered into the PAC Venue Calendar. Any additional venue bookings would be made according to remaining availability and appropriateness of use*" as per the lease agreement.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

e) It is noteworthy that "community use" is not defined. TNAS notes that many areas of the Park Lands are used by students of public and not-for-profit private schools and by community based sporting groups in a manner that largely respects the land, environment and the public purpose of the Park Lands.
f) It appears that the facility can be booked for private events that would otherwise be booked in commercially available premises within commercial precincts. The CoA should not permit this facility to become a facility that competes with businesses within commercial zones and precincts.
g) Late night noise (noise pollution) and vehicle movement impacts on what is otherwise a peaceful residential area. This needs to be monitored and be the subject of *bona fide* engagement with nearby residences, together with structural noise attenuation.
h) A new permanent building on public land should be of the highest design and built form that has regard to the parkland and adjacent environs in which it is situated. Much of the design components appear conducive (Concept drawings issued 29/06/20). However, the vertical aspect/fascia(?) of the roof – which appears as a stark white roof horizon in Drawing PL-07 – seems somewhat incongruous with the otherwise natural tones and low visual impact of the building materials.

3. Variation of the Community Land Management Plan
   a) TNAS supports Park Lands remaining in public ownership and control; being [illegible]blic and for community use; being available to the [illegible] community; and not being available for commercialization or for private corporate or commercial interests.
   b) To the extent that the revised CLMP for Park 9 contemplates the new permanent sports building, it should:
      i) Require the removal of structures the building is replacing;
      ii) Preclude any further expansion during the 21 year lease; and
      iii) Expressly preclude this Park area becoming 'licensed' for sale of alcoholic beverages; and preclude use of the sports building as 'licensed premises' for other than exceptional events or on a temporary basis. Residents and local businesses are entitled to expect the CLMP to expressly state the policy approach in the applicable legal documentation concerning Park 9.

Thank you for the opportunity to comment.

Your sincerely,

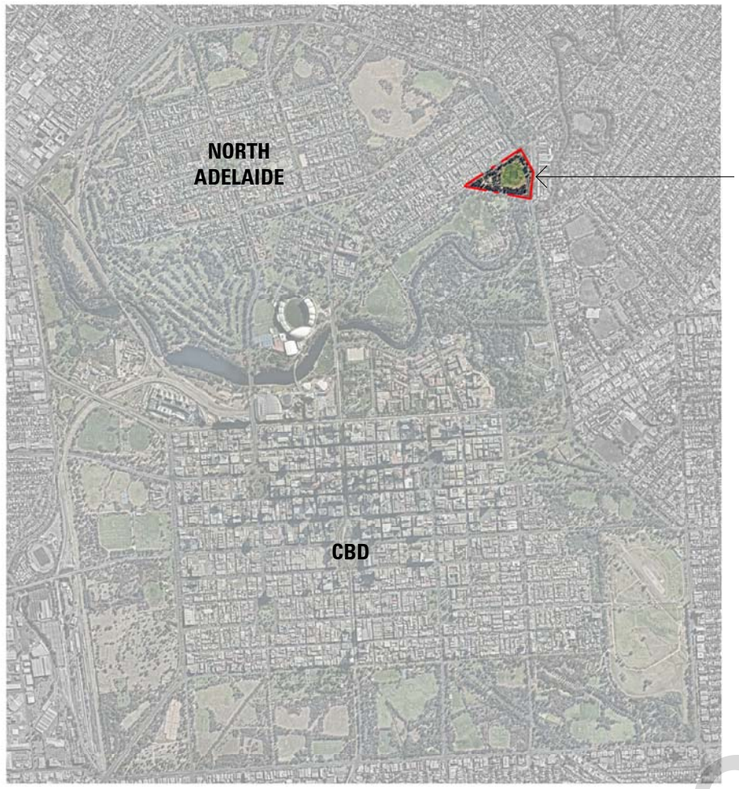
The North Adelaide Society Inc.
[electronic signature]

Contact: Elbert Brooks, Chairperson
Geoff Goode, Deputy Chairperson

End of document

Item 10.1 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

PRINCE ALFRED COLLEGE
PARK 9 / TIDLANGGA SPORTS HUB
BUNDEYS ROAD - NORTH ADELAIDE



LOCATION PLAN

Item 10.1 - Attachment B

DesignInc

PARK 9 / TIDLANGGA SPORTS HUB
COVER SHEET

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing # PL-00	Issue Date 29/06/20	Scale @ A3 NTS

Licensed by Copyright Agency. You must not copy this work without permission.

EXISTING BUILDING FOOTPRINT	
EXISTING GROUNDS SHED	120 m²
EXISTING CLUBROOM	195 m²

DesignInc

PARK 9 / TIDLANGGA SPORTS HUB

SITE PLAN

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing # PL-01	Issue Date 29/06/20	Scale @ A3 1 : 1500

Item 4.5
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

UNDERGROUND ELECTRICAL SERVICE.

WAYFINDING SIGNAGE TO PARKLANDS STANDARD

BIKE RACKS

RELOCATE EXISTING SEAT (TBC)

SET OUT AXIS

30°

SCHOOL SIGNAGE

4m FOOTBALL RUNOFF

SCHOOL SIGNAGE

EXISTING LIGHT TOWER

EXISTING GAP WATER MAIN

EXISTING PLAYGROUND

NEW CLUBROOMS

EXISTING SEAT

EX. SEAT

LANDSCAPING (TBC)

EXISTING CLUBROOMS

DEMOLISH EXISTING CLUBROOMS BUILDING & RETURN TO PARKLANDS

LOADING ZONE/PEDESTRIAN ENTRY WITH SIGNAGE TO PARKLANDS STANDARD

BUNDEY'S ROAD

DEMOLISH EXISTING GROUND BUILDING & PAVEMENT & RETURN TO PARKLANDS

EXISTING GROUND SHED

RETAIN EXISTING VEHICLE ACCESS AND GATE

90

EXISTING OVAL

Item 12.1 Attachment B

DesignInc

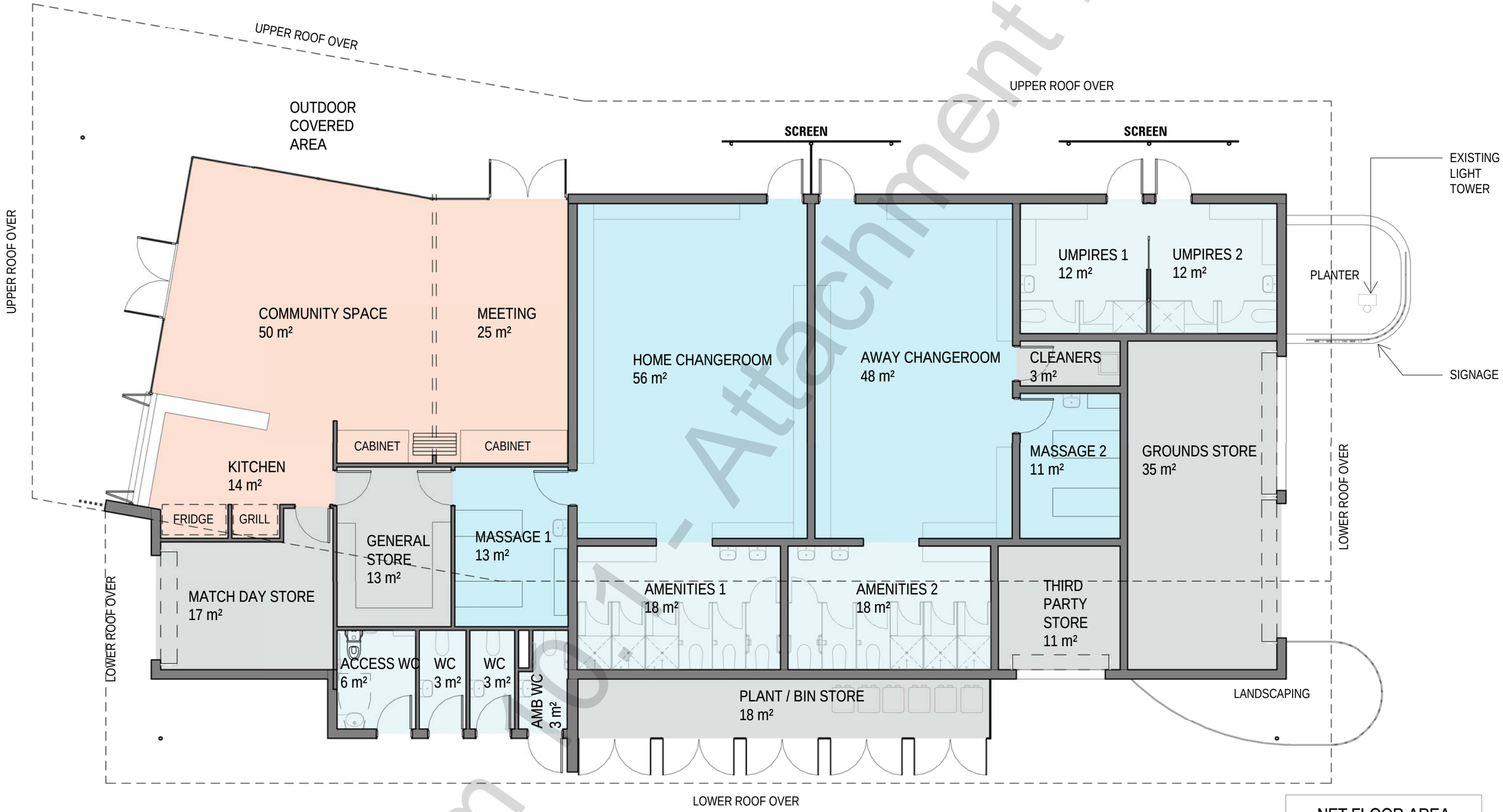
PARK 9 / TIDLANGGA SPORTS HUB

DETAILED SITE PLAN

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing # PL-02	Issue Date 29/06/20	Scale @ A3 1 : 500

N

Licensed by Copyright Agency. You must not copy this work without permission.



NET FLOOR AREA
370 m²
BUILDING FOOTPRINT
410 m²

DesignInc

PARK 9 / TIDLANGGA SPORTS HUB

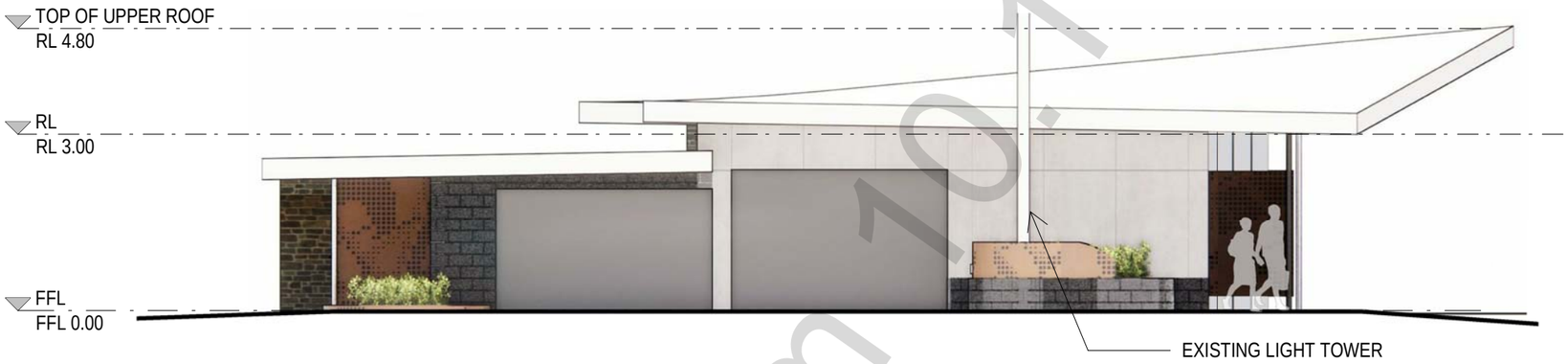
FLOOR PLAN

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing # PL-03	Issue Date 29/06/20	Scale @ A3 1 : 100

Item 6.1 - Attachment B

Licensed by Copyright Agency. You must not copy this work without permission.

NORTHERN ELEVATION



EASTERN ELEVATION

EXTERNAL MATERIALS

CHARCOAL HONED CONCRETE BLOCK

BLUESTONE CLADDING

EUROPLUS FLATLOCK CORTEN STEEL CLADDING

CUSTOM PERFORATED CORTEN STEEL SCREENING (PATTEN TBC)

BARESTONE CFC CLADDING

BLACK POWDER COAT

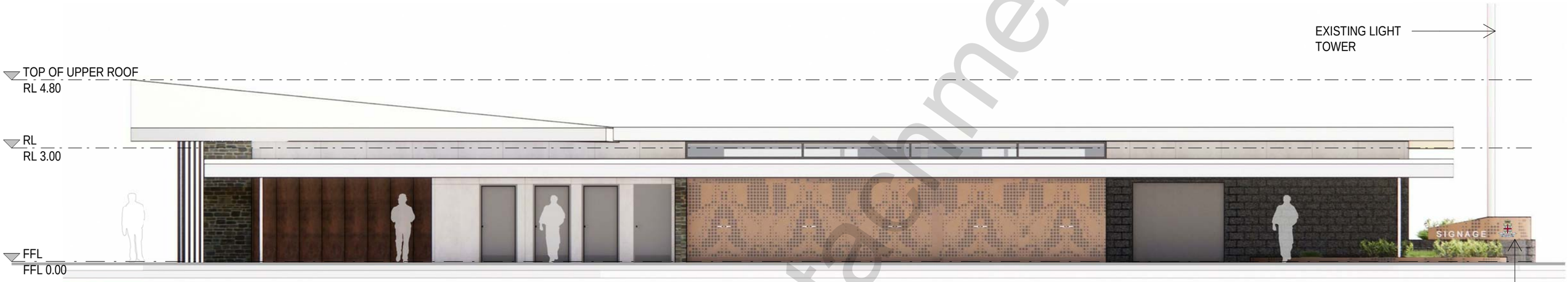
TIMBER APPEARANCE SOFFIT LINING

DesignInc

PARK 9 / TIDLANGGA SPORTS HUB
ELEVATIONS

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing # PL-04	Issue Date 29/06/20	Scale @ A3 1 : 100

Item 10.1 - Attachment B
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.



SOUTHERN ELEVATION

WESTERN ELEVATION

EXTERNAL MATERIALS

CHARCOAL HONED CONCRETE BLOCK

BLUESTONE CLADDING

EUROPLUS FLATLOCK CORTEN STEEL CLADDING

CUSTOM PERFORATED CORTEN STEEL SCREENING (PATTEN TBC)

BARESTONE CFC CLADDING

BLACK POWDER COAT

TIMBER APPEARANCE SOFFIT LINING

DesignInc

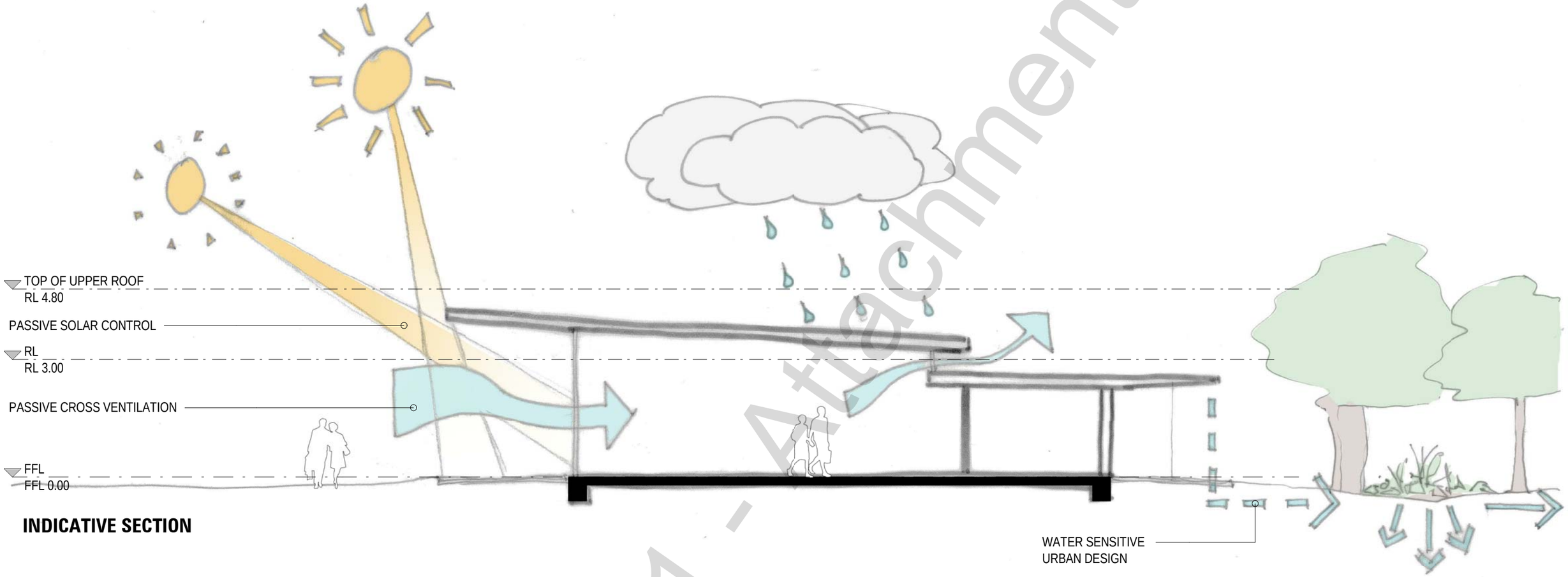
PARK 9 / TIDLANGGA SPORTS HUB

ELEVATIONS

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing # PL-05	Issue Date 29/06/20	Scale @ A3 1 : 100

Item 10.1 - Attachment B

Licensed by Copyright Agency. You must not copy this work without permission.



INDICATIVE SECTION

PASSIVE SOLAR CONTROL

- Optimisation of daylight in internal spaces
- Seasonal solar control integrated in roof form
- Upper level daylighting to changeroom

PASSIVE THERMAL CONTROL AND VENTILATION

- Cross ventilation for passive thermal comfort
- Natural ventilation to changerooms

INTEGRATED LANDSCAPING

- Planting of native vegetation
- Integrated landscaping screens and surfaces
- Minimal impact on existing vegetation

WATER SENSITIVE URBAN DESIGN

- Water capture & passive landscape filtration
- Collection & return to groundwater
- Utilise existing GAP water within building

ALTERNATE TRANSPORT FACILITIES

- Public bike parking
- Accessible pathways
- Wayfinding

ENVIRONMENTAL SUSTAINABILITY PRINCIPLES

All icons sourced from www.flaticon.com

DesignInc

PARK 9 / TIDLANGGA SPORTS HUB

SECTION & SUSTAINABILITY

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing # PL-06	Issue Date 29/06/20	Scale @ A3 1 : 100

Item 10.1 - Attachment B
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

Attachment B
Item 9.1

DesignInc

PARK 9 / TIDLANGGA SPORTS HUB

EASTERN PERSPECTIVE - HACKNEY RD

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing #	Issue Date	Scale @ A3
	PL-07	29/06/20	NTS

Licensed by Copyright Agency. You must not copy this work without permission.

Item 5 Attachment B

DesignInc

PARK 9 / TIDLANGGA SPORTS HUB

NORTH WEST PERSPECTIVE - EXISTING PLAYSPACE

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing #	Issue Date	Scale @ A3
	PL-08	29/06/20	NTS

Licensed by Copyright Agency. You must not copy this work without permission.

Item 6.1 Attachment B

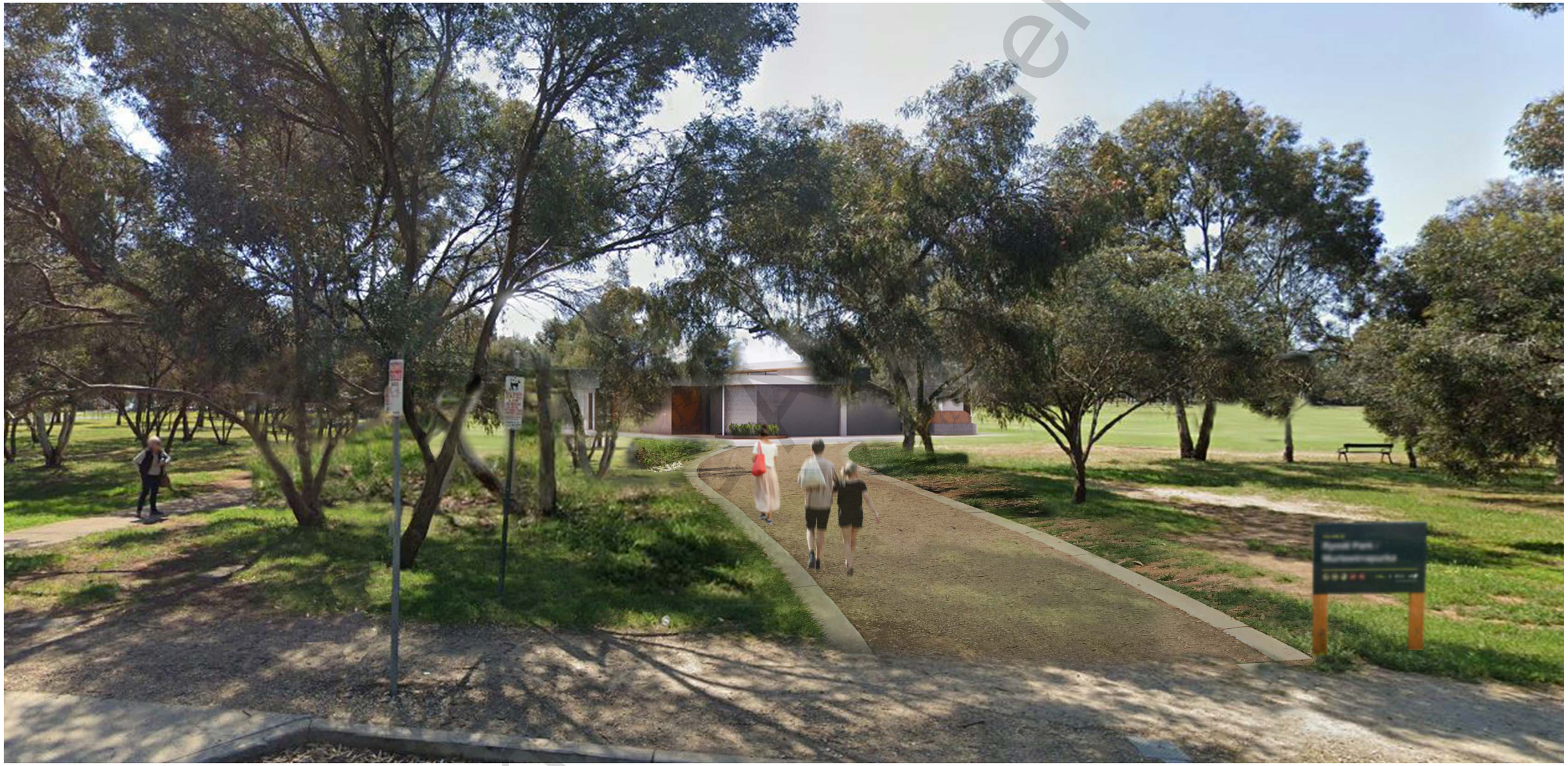
DesignInc

PARK 9 / TIDLANGGA SPORTS HUB

NORTHERN PERSPECTIVE - MACKINNON PDE

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing #	Issue Date	Scale @ A3
	PL-09	29/06/20	NTS

Licensed by Copyright Agency. You must not copy this work without permission.



DesignInc

PARK 9 / TIDLANGGA SPORTS HUB

SOUTHERN PERSPECTIVE - BUNDEYS RD

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing #	Issue Date	Scale @ A3
	PL-10	29/06/20	NTS

Item 2 Attachment B

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

DesignInc

PARK 9 / TIDLANGGA SPORTS HUB

WESTERN PERSPECTIVE - PLAYSPACE

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	A18-0108	CONCEPT	A
	Drawing #	Issue Date	Scale @ A3
	PL-11	27/07/20	NTS

Item 10.1 Attachment B

Licensed by Copyright Agency. You must not copy this work without permission.

Demolition Plan

oxigen

DesignInc

TIDLANGGA SPORTS HUB

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	20.010	PRELIMINARY	A
	Drawing # 100	Issue Date 03/07/20	Scale @ A3 1 : 500

N

Item 7.1 - Attachment B

Licensed by Copyright Agency. You must not copy this work without permission.

Vision + Principles

Enviornmentally Friendly

— Value and follow the 6 principles of the Adelaide Parklands Building Design Guidelines.
— WSUD strategies and use of local indigenous plants.

Accessible & Inclusive

— An inclusive space where everyone feels welcome.
— An accessible environment that is comfortable for spectators of all ages and walks of life.

Landscape Integration

— Use robust, smart paving materials that define outdoor areas and enhance connection to the indoor treatments and finishes.
— Site character that correlates with the recently upgraded Tidlangga Playspace as one.

Identity + Culture

— Plan and design to protect and enhance the iconic layout of the Park Lands, through preserving and enhancing views and vistas, green park edges and signicant landscape features.

oxigen
DesignInc

TIDLANGGA SPORTS HUB

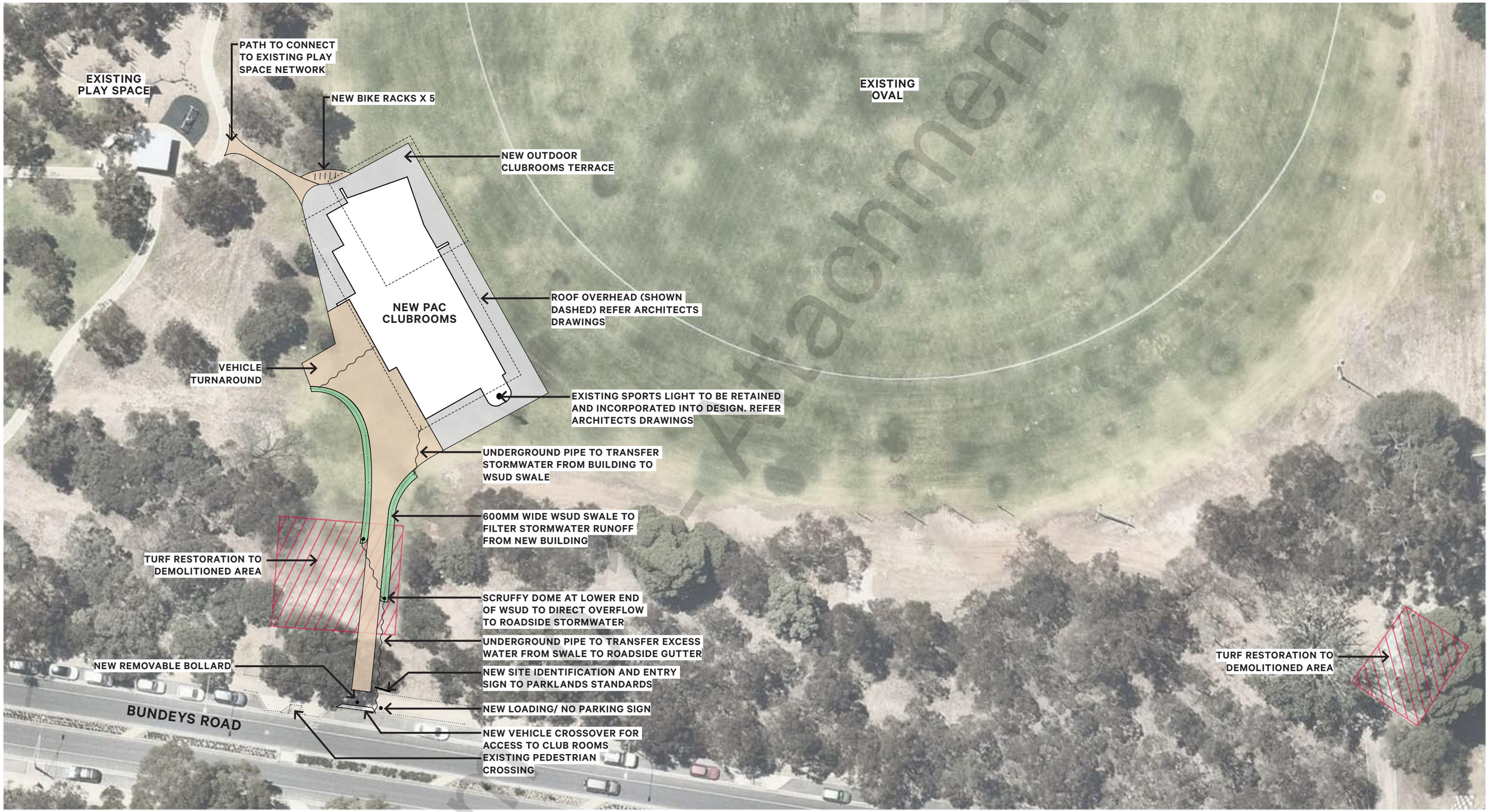
Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	20.010 Drawing # -	PRELIMINARY Issue Date 03/07/20	A Scale @ A3 1 : 500

N

Item 10.1 - Attachment B

Licensed by Copyright Agency. You must not copy this work without permission.

Landscape Plan



oxigen

DesignInc

TIDLANGGA SPORTS HUB

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	20.010	PRELIMINARY	A
	Drawing # 200	Issue Date 03/07/20	Scale @ A3 1 : 500

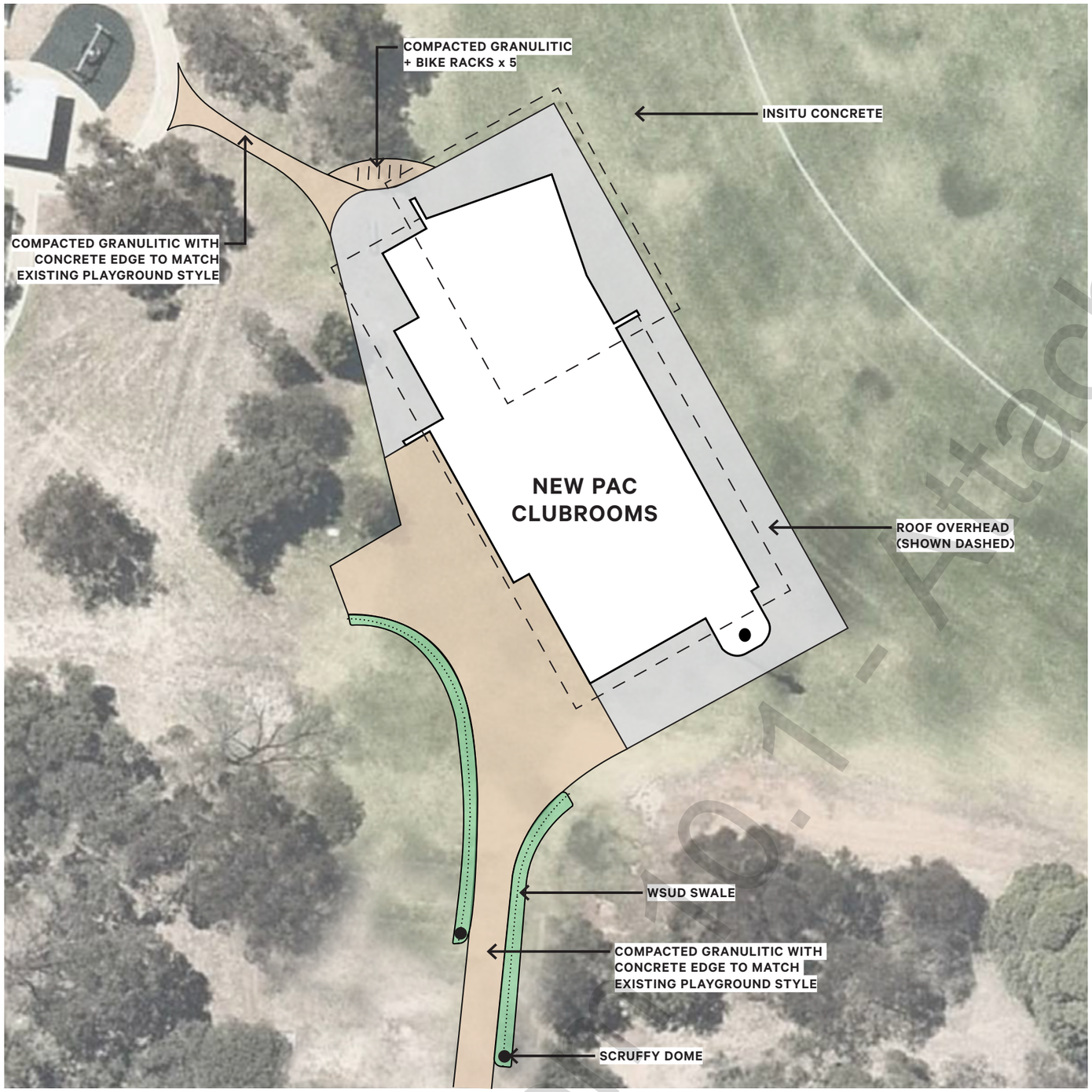
N

Council Meeting - Agenda - 13 July 2021

Item 7.1 - Attachment B

Licensed by Copyright Agency. You must not copy this work without permission.

Planting + Elements



1. Lightly Washed Insitu Concrete ‘Barossa Moonscape’
2. Compacted Granulitic with concrete edge
3. Stainless Steel Bike Racks
4. Infill native trees (within Adelaide Parklands Guidelines)
5. Swale Indigenous planting
6. WSUD + Stormwater retention strategies - Scruffy Dome

SPECIES:

Botanical Name	Common Name
Ficinia nodosa	Knobby Club-rush
Cyperus vaginatus	Flat-sedge
Austrodanthonia caespitosa	Wallaby Grass
Poa poifiormis	Coast Tussock Grass
Cymbopogon ambiguus	Lemon Grass
Dianella revoluta	Black-anther Flax Lily
Lomandra multiflora ssp. dura	Hard Mat-rush

oxigen

DesignInc

TIDLANGGA SPORTS HUB

Project Address	Project #	Status	Revision
BUNDEYS ROAD NORTH ADELAIDE	20.010 Drawing # -	PRELIMINARY Issue Date 03/07/20	A Scale @ A3 1 : 500

N

Licensed by Copyright Agency. You must not copy this work without permission.

Item No. 1 - Attachment B

Draft Institutional
lease agreement
(with attached licence area)

CITY OF ADELAIDE

PARK LANDS
LEASE AGREEMENT

IMPORTANT NOTICE

Retail and Commercial Leases (SA) 1995 ("**Act**")

This Lease is exempt from the application of the Act pursuant to an exemption granted under section 77(1) of the Act by the Minister for Business Services and Consumer on 28 December 2011.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

PARK LANDS
LEASE AGREEMENT

THIS PARK LANDS LEASE AGREEMENT is made the day of 2021

BETWEEN: **THE CORPORATION OF THE CITY OF ADELAIDE** of Town Hall, King William Street, Adelaide SA 5000 (**Council**)

AND: **PRINCE ALFRED COLLEGE** of 23 Dequetteville terrace, KENT TOWN SA 5067 (**Lessee**)

BACKGROUND

A. The Council has the care, control and management of the Park Lands.

B. The Lessee has requested a lease to use the Leased Area for the Permitted Use.

C. The Council has resolved to grant the Lessee a lease of the Leased Area and (if necessary) undertaken public consultation and/or been granted Parliamentary approval in accordance with the *Local Government Act 1999* and the *Adelaide Park Lands Act 2005.*

D. The Council and Lessee wish to record the terms of their agreement in this Lease.

AND THE PARTIES AGREE as follows:

1. DEFINED TERMS AND INTERPRETATION

1.1 Defined terms

In this Lease:

Agreed Consideration means the Rent and all other consideration (money or otherwise) for any supply or use of the Leased Area and any goods, services or other things provided by the Council under this Lease (other than tax payable under clause 16).

APLA means the Adelaide Park Lands Authority established under the Park Lands Act.

Building Footprint as defined by the Adelaide Park Lands Building Design Guidelines.

Business Day means a day which is not a Saturday, Sunday or public holiday in Adelaide.

Claims includes any action, proceeding, right, claim or demand whether present or future, certain or contingent, due or may become due, known or unknown and including all costs and expenses (including legal expenses).

Commencement Date means the commencement date described in Item 2.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

Concept Plans means those plans attached at Annexure B (as may be varied in accordance with Clause 8.3.3 of this Lease).

Contamination means the presence in, on or under land, air or water of a substance (solid, liquid or gel) or matter at a concentration or level above the concentration or level at which the substance or matter is normally present in, on or under land, air or water in the same locality being a presence that presents a risk of harm to human health or the Environment, or results in a non-compliance with or breach of any Environmental Law (and **contaminant**, **contaminated** and **contaminate** have a corresponding meaning).

Council means the party described as "Council" in this Lease and where the context permits includes the employees, contractors, agents and other invitees of the Council.

Council's Equipment means any fixtures and fittings, plant, equipment, Services, chattels and other goods installed or situated in or on the Lease Area by the Council and made available for use by the Lessee.

Default Rate means ten per centum (10%).

Development Approvals means all consents, authorisations and approvals required by law to be obtained for the execution of the Proposed Redevelopment, including all necessary consents and approvals under the provisions of the *Development Act 1993.*

Dispute means a dispute between the Council and the Lessee in relation to this Lease.

Environment includes:

- land, air and water;
- any organic or inorganic matter and any living organism; and
- human made or modified structures and areas.

Environmental Law means any Statutory Requirement that deals with an aspect of the Environment or health whether made before or after the Commencement Date.

External Public Toilet means that portion of the Park Lands described in Item 11 Special Condition 3.

GST has the same meaning as given to that term in the GST Legislation.

GST Legislation means the *A New Tax System (Goods and Services Tax) Act* 1999 (Cth) and any ancillary or similar legislation.

GST Rate means 10% or such other percentage equal to the rate of GST imposed from time to time under the GST Legislation.

Improvements means all built form and improvements (including the exterior and interior of all buildings) and all other conveniences, Services, amenities and appurtenances of, in or to the Improvements which are made to the Leased Area.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

Initial Term means the initial term of this Lease commencing on the Commencement Date described in Item 2(a).

Insolvency Event means (in the case of a Lessee being a company or association):

- a meeting of the directors or members of the Lessee is convened to pass a resolution that an administrator of the Lessee be appointed or that the Lessee be wound up voluntarily;
- any person appoints an administrator of the Lessee;
- an application is made to any court to wind up the Lessee;
- an application is made pursuant to Section 411 of the Corporations Act 2001;
- a Controller, Managing Controller, Receiver or Receiver and Manager is appointed to the Lessee or in respect of any property of the Lessee; or
- the Lessee is deregistered or dissolved.

Institute means the South Australian Division of the Australian Property Institute (or its successor or equivalent).

Landscape Treatments refers to those landscape treatments, feature and elements surrounding the Proposed Redevelopment and other areas with Park 9 that require installation, upgrade, or renewal as a result of the Proposed Redevelopment.

Leased Area means that portion of the Park Lands described in Item 1 including the Council's Equipment (if any) and all Services.

Legislation includes any relevant Statute or Act of Parliament (whether State or Federal) and any regulation or by-law including by-laws issued by any Statutory Authority.

Lessee means the party described as "Lessee" in this Lease and where the context permits includes the employees, contractors, agents, customers and other invitees of the Lessee.

Lessee's Equipment means any and all fittings and other equipment installed on, brought on to or kept on the Leased Area by the Lessee (with or without the consent of the Council).

License Area has that meaning given to it in clause 19.16.

Loss means any loss, damage, death or injury.

Park Lands means the Adelaide Park Lands as defined in the Park Lands Act.

Park Lands Act means the *Adelaide Park Lands Act (SA) 2005*.

Payment Date means the Commencement Date and then the first day of each month during the Term.

Permitted Use means the use described in Item 5.

Plan means the plan comprising Annexure A.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

Proposed Redevelopment means the redevelopment works to be undertaken to the Park Lands (as approved by Council acting as landlord) by the Lessee in accordance with the Concept Plans as seen in Appendix B (subject to clause 8.3 of this Lease).

Renewal Term means the terms of renewal or extension granted under this Lease described in Item 2(b).

Rent means the rent described in Item 3 (as reviewed from time to time).

Resolving Body means 'the Resolution Institute' or if that body no longer exists an equivalent Australasian organisation formed to promote dispute resolution.

Review Date means each date in Item 4.

Review Method means the relevant method of rent review in Item 4 for any Review Date.

Services means all services (including gas, electricity, water, sewerage, fire control systems, air-conditioning, plumbing and telephone and all plant, equipment, pipes, wires and cables in connection with them as applicable) to or of the Leased Area supplied by any authority, the Council or any other person the Council authorises.

Special Conditions means any special conditions (if any) in Item 11.

Statutory Authorities means any government or semi government authorities (including the Council in its separate capacity as local government authority) or authorities created by or under Legislation.

Statutory Requirements means all relevant and applicable Legislation and all lawful conditions, requirements, policies, notices, plans and directives issued or applicable under any such Legislation or by any Statutory Authorities (including any requirement of Council in its separate capacity as a Statutory Authority).

Term means the Initial Term, the Renewal Term and any period during which the Lessee holds over or remains in occupation of the Leased Area.

Valuer means a qualified valuer appointed to make a determination under this Lease:

- who will be appointed as agreed by the Council and the Lessee or, failing agreement the person holding or acting in the position of President of the Institute;
- who must have practised as a valuer with a minimum of five (5) years relevant experience; and
- who must act as an expert and not as an arbitrator.

Yearly Amounts means the aggregate of the Rent and any other moneys payable by the Lessee during the Term.

1.2 **Interpretation**

Unless the contrary intention appears:

1.2.1 headings are for convenience only and do not affect interpretation;

1.2.2 the singular includes the plural and vice-versa;

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

1.2.3 a reference to an individual or person include a corporation, partnership, joint venture, authority, trust, state or government and vice versa;

1.2.4 a reference to any party in this Lease, or any other document or arrangement referred to in this Lease, includes that party's executors, administrators, substitutes, successors and assigns;

1.2.5 a reference to any document (including this Lease) is to that document as varied, novated, ratified or replaced from time to time;

1.2.6 a reference to any Legislation includes any statutory modification, re-enactment or any Legislation substituted for it, and all by-laws, regulations and rules issued under it;

1.2.7 a reference in this Lease to the Council's approval or consent, is to the Council's prior written approval or consent which may be granted or withheld in the absolute discretion of the Council; and

1.2.8 "including" and similar expressions are not and must not be treated as words of limitation.

2. GRANT OF LEASE

2.1 Initial grant

The Council grants and the Lessee accepts a lease of the Leased Area for the Initial Term on the terms and conditions set out in this Lease.

2.2 First Right of Renewal

If a right of renewal has been granted to the Lessee as described in Item 2(b) and the Lessee wishes to exercise that right of renewal, then the Lessee must serve a written notice on the Lessor not less than three (3) months and not more than twelve (12) months prior to the expiry of the Initial Term stating its desire to renew this Lease for the period of the renewal specified in Item 2(b) (**"First Renewal Term"**). If such notice is given then the Lessor will be obliged at the Lessee's cost to renew this Lease for the First Renewal Term on the same terms and conditions as are contained in this Lease except for the exclusion of this clause 2.2 commencing immediately after the Initial Term expires.

2.3 No Renewal Entitlement

The Lessee will not be entitled to a right of renewal pursuant to clause 2.2 if:

2.3.1 the Lessee has been served with a notice of a breach of this Lease at the time of giving notice of the Lessee's desire to exercise the right of renewal ("**Renewal Notice**"); or

2.3.2 the Lessee is in breach or commits any breach under this Lease after giving that Renewal Notice;

and either the breach is not remedied before the commencement of the First Renewal Term or there is not a cure plan agreed with Council (acting reasonably) detailing the Lessee's action to remedy the breach as soon as practicable after the commencement of the First Renewal Term.

Item 10.1 Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

2.4 Performance review

The Council and the Lessee agree that not less than six (6) months before the end of the Initial Term, to meet and review in good faith the operations of the Lease and the Lessee's use of the Leased Area provided that nothing in this clause 2.4 requires the parties to agree to or make any variation to the terms of this Lease.

3. RENT

3.1 Payment of rent

The Lessee must unless otherwise agreed pay the Rent by equal monthly instalments in advance on each Payment Date.

3.2 Instalment

If a rent instalment period is less than a month, the instalment for that period is calculated at a daily rate based on the number of days in the month in which that period begins and the monthly instalment which would have been payable for a full month.

4. RENT REVIEWS

4.1 Fixed review

The Rent on and from each Fixed Review Date is calculated as follows:

$R_2 = R_1 \times 1.04$

Where:

R_2 is the Rent after the Review Date; and

R_1 is the Rent immediately before the Review Date (disregarding any abatements incentives or reductions).

4.2 Rent pending determination

4.2.1 The Rent may be reviewed at any time from a Review Date even if the review is instituted after that Review Date.

4.2.2 If the Rent to apply on and from a Review Date has not been agreed on or determined by that Review Date, the Lessee must continue to pay Rent until the Rent is determined.

4.3 Adjustment once rent determined

Once the Rent to apply on and from a Review Date is determined, the Lessee will pay any shortfall and the Council will allow any adjustment for overpayment at the next Payment Date.

5. UTILITIES AND RATES

5.1 Utilities and Services

The Lessee will pay when due all costs for the use of telephone, light and other facilities and the consumption of electricity, gas, oil, water and any and all other Services and utilities supplied to or used from the Leased Area.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

5.2 **No separate meter**

If there is no separate meter for recording or measuring the Services and utilities supplied to or used from the Leased Area, then the Lessee must, if required by the Council, install the necessary meters at the Lessee's cost.

5.3 **Rates and other taxes**

The Lessee must pay or reimburse the Council for all rates, taxes, levies or other charges (including any Council rates assessed by Council as a Statutory Authority) arising from the grant of the Lease or otherwise assessed or charged in relation to:

5.3.1 the Leased Area; or

5.3.2 the Lessee's use or occupation of the Leased Area.

6. **USE OF LEASED AREA**

6.1 **Permitted Use**

The Lessee must use the Leased Area only for the Permitted Use and not use or allow the Leased Area to be used for any other use including functions or events.

6.2 **Park Lands**

The Lessee must comply with the approved management plans, guidelines and strategies (from time to time) of the Council and APLA with respect to the use and occupation of the Leased Area (being part of the Park Lands).

6.3 **Offensive activities**

The Lessee must:

6.3.1 not carry on any offensive or dangerous activities on or from the Leased Area or create a nuisance or disturbance either:

6.3.1.1 for the Council; or

6.3.1.2 for the owners or occupiers of any adjoining property,

including, but not limited to live entertainment, DJ's or amplified music or speech out of or from the Leased Area; and

6.3.2 ensure at all times that activities conducted on or from the Leased Area will not bring any discredit upon the Council.

6.4 **Use of Services**

The Lessee will:

6.4.1 ensure that the Services are used responsibly and in accordance with any reasonable directions that may be given by Council; and

6.4.2 be responsible to repair or correct any damage or malfunction which results from any misuse or abuse of the Services.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

6.5 **Statutory requirements**

The Lessee must comply with all Statutory Requirements relating to the Lessee's use and occupation of the Leased Area.

6.6 **No alcohol**

The Lessee must not:

6.6.1 serve, sell or provide to persons; or

6.6.2 consume or allow persons to consume;

alcohol on or from the Leased Area without the Lessee obtaining:

6.6.3 the consent of Council (in its capacity as lessor under this Lease); and

6.6.4 all required consents from any Statutory Authorities.

6.7 **Signs**

The Lessee must not place any signs or advertisements in or on the Leased Area (including on the outside or inside (if they can be seen from outside) of any Building), except signs which:

6.7.1 are approved by the Council; and

6.7.2 comply with any relevant Statutory Requirements.

6.8 **Dangerous or heavy equipment**

6.8.1 The Lessee may only install or use equipment which is normally used in connection with the Permitted Use.

6.8.2 The Lessee must not without the consent of Council install or bring onto the Leased Area:

6.8.2.1 any electrical, gas powered or other equipment which may pose a danger, risk or hazard;

6.8.2.2 any dangerous chemicals or other dangerous substances; or

6.8.2.3 any heavy equipment or items which may damage the Leased Area.

6.9 **Fire precautions**

The Lessee must comply with:

6.9.1 all reasonable requirements of the Council with regard to fire safety systems and procedures; and

6.9.2 all Statutory Requirements relating to fire safety including undertaking at the Lessee's cost any structural modifications or other building works which are required as a consequence of the Lessee's use or occupation of the Leased Area.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

6.10 **Security**

The Lessee must keep the Building securely locked at all times when the Leased Area is not occupied and must provide a key to the Building to the Council to be used in the case of an emergency.

6.11 **No vehicles**

The Lessee must not or allow any other person to drive, ride or park any vehicle on or over any part of the Park Lands without the consent of Council.

6.12 **No warranty**

The Council makes no warranty or representation regarding the suitability of the Leased Area (structural or otherwise) of the Services for the Permitted Use or any other purpose.

7. INSURANCE

7.1 **Lessee must insure**

The Lessee must keep current during the Term:

7.1.1 public risk insurance for at least the amount in Item 6 for each claim;

7.1.2 insurance in respect of any Improvements including a policy in respect of breakage and damage to plate and other glass in the Leased Area;

7.1.3 all insurance in respect of the Lessee's Equipment for its full replacement value; and

7.1.4 other insurances required by any Statutory Requirement.

7.2 **Requirements for Lessee's policies**

Each policy the Lessee takes out must:

7.2.1 be with a reputable insurer and on terms (including value of policy) approved by the Council;

7.2.2 be in the name of the Lessee and note the Council's interest; and

7.2.3 cover events occurring during the policy's currency regardless of when claims are made.

7.3 **Evidence of insurance**

7.3.1 The Lessee must give the Council copies of certificates evidencing the currency of the policies the Lessee has taken out under this clause 7

7.3.2 During the Term the Lessee must:

7.3.2.1 pay each premium before it is due for payment;

7.3.2.2 give the Council copies of certificates of currency each year when the policies are renewed and at other times the Council requests;

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

7.3.2.3 not allow any insurance policy to lapse or vary or cancel it without the Council's consent; and

7.3.2.4 notify the Council immediately if a policy is cancelled or if an event occurs which could prejudice or give rise to a claim under a policy.

7.4 **Additional premium and excess**

7.4.1 The Lessee must not do anything which may:

7.4.1.1 prejudice or render void or voidable any insurance of the Leased Area; or

7.4.1.2 increase the premium for any insurance.

7.4.2 If the Lessee does anything (with or without the consent of Council) that increases the premium of any insurance of the Council the Lessee must on demand pay the amount of that increase to the Council.

7.4.3 The Lessee must pay all excess amounts paid or payable by the Council relating to any accident or claim caused or contributed to by the Lessee.

8. **REPAIR, MAINTENANCE AND ALTERATIONS**

8.1 **Maintenance and repair**

8.1.1 The Lessee must at its costs:

8.1.1.1 keep and maintain the Leased Area in good condition and repair and promptly rectify any damage to the Leased Area; and

8.1.1.2 keep, maintain, repair, and replace any Improvements and the Lessee's Equipment in good repair and condition (including undertaking all structural and capital maintenance, repair and replacement) to ensure any Improvements and the Lessee's Equipment are kept to a standard reasonably required by the Council (fair wear and tear excepted); and

8.1.1.3 undertake any upgrade to Services or improvement to the Leased Area required by the Lessee as a result of the Lessee's use or occupation of the Leased Area

8.1.2 Not less frequently than annually the Lessor and the Lessee must review any works for repairs or replacements of which either party is aware that are required for the next year.

8.1.3 Each party must inform the other in writing of any critical structural or capital maintenance, replacement and repair required in respect of the Leased Area as soon as practicable after it becomes aware of it.

8.1.4 The Lessee must when complying with the obligations under the Lease use all reasonable endeavours to carry out any repairs and maintenance in a timely manner and cause as little interruption as possible to the Council and other users of the Park Lands.

8.1.5 Any disputes in regard to the subject matter of this clause 8 may be referred by either party for determination under clause 18 of this Lease.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

8.1.6 If the Council is required to carry out any works which are the responsibility of the Lessee under this clause 8.1 then:

8.1.6.1 the Council may after consultation with the Lessee (without any obligation to do so and without any liability to the Lessee in respect of such works) execute such works as if it were the Lessee; and

8.1.6.2 the Lessee shall be liable for all of Council's reasonable costs and expenses in executing such works.

8.2 **Alterations by Lessee**

8.2.1 The Lessee must not carry out any alterations or additions to the Leased Area without the consent of Council.

8.2.2 The Lessee must provide full details of any proposal to undertake any alterations, additions, or other works (including a proposal to alter any Improvements) to the Council.

8.2.3 The Council may impose any reasonable conditions it considers necessary if it gives its approval, including requiring the Lessee to obtain the Council's consent to any agreements that the Lessee enters or proposes to enter into in relation to any alterations, additions or other works to the Leased Area.

8.2.4 The Lessee must carry out any approved alterations and additions:

8.2.4.1 in a proper and workmanlike manner;

8.2.4.2 in accordance with the conditions and approvals imposed by the Council (as lessor under this Lease); and

8.2.4.3 in accordance with all Statutory Requirements.

8.2.5 The Lessee will pay all of the Council's reasonable costs (including consultant's costs and legal costs) as a result of the Lessee's alterations and additions.

8.2.6 Unless otherwise agreed in writing, any alteration or addition made pursuant to this clause will be the property of the Lessee.

8.3 **Proposed Redevelopment**

8.3.1 Subject to clause 8.3.3, the Council consents to the Proposed Redevelopment being undertaken by the Lessee in accordance with this Lease (and this clause 8.3.1 shall be in satisfaction of clause 8.2 of this Lease).

8.3.2 The Proposed Redevelopment shall be undertaken by the Lessee (or caused to be undertaken) at its own cost and expense but subject to first obtaining all necessary Development Approvals:

8.3.2.1 in a good and workmanlike manner; and

8.3.2.2 substantially in accordance with the Concept Plans (subject to clause 8.3.3 below).

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

8.3.3 Without limiting any other provision of this Lease, the parties acknowledge and agree that:

8.3.3.1 the Lessee may in its absolute discretion add to, amend, vary, remove from or modify the Concept Plans ("Concept Plans Variation") provided always that the Lessee shall not undertake (or cause to be undertaken) any works which are not specified or remove works which are specified in the Concept Plans in Annexure B of this Lease without first having obtained the Council's consent;

8.3.3.2 the Council will not unreasonably withhold consent to a Concept Plans Variation provided that any Concept Plans Variation is not a Material Variation. If it is a Material Variation, then the Council may withhold consent in its absolute discretion;

8.3.3.3 the Council will not be acting unreasonably if Council considers it necessary to undertake further public or community consultation regarding the Concept Plans Variation; and

8.3.3.4 all services, improvements, fixtures and fittings constructed on the Leased Area and/or Licence Area as part of the Proposed Redevelopment shall remain the property of the Lessee and will not form part of the Leased Area.

8.3.4 In this clause 8.3, "**Material Variation**" means a variation which would result in:

8.3.4.1 a material adverse change in the external appearance or style of the Proposed Redevelopment measured against the Concept Plans;

8.3.4.2 an increase of the Building Footprint greater than 410sqm in the area of Park Lands to be occupied by the Proposed Redevelopment; or

8.3.4.3 a material alteration to any works Council would need to undertake to nearby Park Lands planned or scheduled to accommodate the Proposed Redevelopment.

8.4 **Pests**

The Lessee must keep the Leased Area free of vermin, insects and other pests (including termites).

8.5 **Cleaning**

The Lessee must:

8.5.1 keep the Leased Area and the surrounding areas clean and tidy and free from dirt, rubbish and graffiti; and

8.5.2 not cause any part of the surrounding Park Lands to be left untidy or in an unclean state or condition.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

9. ENVIRONMENT

9.1 Environmental obligations

9.1.1 The Lessee must not do anything that causes Contamination or is likely to cause Contamination to the Leased Area or the Environment in contravention of any Environmental Law.

9.1.2 The Lessee must perform at its cost any environmental remediation works required as a result of a breach by the Lessee of this clause.

9.2 Indemnity

Without limiting clause 15, the Lessee indemnifies the Council against any Claims for any Loss as a result of or contributed to by any breach of an Environmental Law by the Lessee.

9.3 Termination

This clause 9 survives termination or the expiration of this Lease.

10. ASSIGNING, SUBLETTING AND CHARGING

10.1 Assignment

The Lessee must not assign, transfer or otherwise deal with the Lessee's interest in the Leased Area under this Lease without the consent of Council.

10.2 Request for Assignment

If the Lessee requests that the Council consent to any assignment, transfer or other dealing the Lessee must comply with Council's procedural requirements for dealing with the request.

10.3 No release

Where the Council grants consent to an assignment or transfer, the Lessee (i.e. the party assigning or transferring the Lease or rights under the Lease) will not be released or discharged from the current or future obligations under this Lease.

10.4 Subletting and hiring out

10.4.1 The Lessee must not sublet, hire out or otherwise part with possession of the Leased Area without the consent of Council.

10.4.2 The Lessee must provide Council with details of the proposed sub-lease, hire agreement or other dealing including a copy of the proposed agreement and details of the sub-lease or hire fees.

10.4.3 The Lessee is responsible for ensuring that any sub-lessee or hirer complies with this Lease and all of the terms of the approved sub-lease or hire agreement.

10.5 Charging

10.5.1 The Lessee must not charge the Lessee's interest in this Lease or the Lessee's Equipment without the consent of Council.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

10.5.2 If the Council consents to a charge then the Lessee must enter into a deed in a form required by the Council which ensures the charge is subject to the Council's rights under this Lease.

10.6 **Costs**

The Lessee must pay all costs reasonably incurred by the Council (including any legal fees) in relation to any dealing under this clause, including in considering whether or not to grant any consent to a request by the Lessee under this clause 10.

11. COUNCIL'S OBLIGATIONS AND RIGHTS

11.1 **Quiet enjoyment**

Subject to the Council's rights and to the Lessee complying with the Lessee's obligations under this Lease, the Lessee may occupy the Leased Area during the Term without interference from the Council.

11.2 **Right to enter**

The Council may (except in the case of emergency when no notice will be required) enter the Leased Area after giving the Lessee reasonable notice:

11.2.1 to see the state of repair of the Leased Area;

11.2.2 to do repairs to the Park Lands or other works which cannot reasonably be done unless the Council enters the Leased Area; and

11.2.3 to do anything the Council must or may do under this Lease or must do under any law.

11.3 **Emergencies**

In an emergency the Council may:

11.3.1 close the Leased Area; and

11.3.2 prevent or restrict access to the Park Lands.

11.4 **Works and restrictions**

11.4.1 Subject to complying with clause 11.4.2, the Council may (without any Claim by the Lessee):

11.4.1.1 install, use, maintain, repair, alter, and interrupt Services;

11.4.1.2 carry out works on the Park Lands which are essential for maintaining or improving the Services, or which relate to other public infrastructure (but for the sake of clarity such works do not extend to removing existing or constructing new above ground improvements on the Leased Area without the Lessee's prior written consent (acting reasonably)); and

11.4.1.3 close (temporarily) and restrict access to relevant portions of the Park Lands (including the Leased Area) in order to procure the safe carrying out of the works contemplated in this clause 11.4.1.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

11.4.2 In exercising Council's rights under clauses 11.3 and 11.4, the Council must (except in cases of emergency):

11.4.2.1 take reasonable steps to minimise interference with the Lessee's use and occupation of the Leased Area;

11.4.2.2 close or restrict access to only those portions of the Leased Area which are essential for carrying the said work;

11.4.2.3 use all reasonable endeavours to complete the works and reinstate access as soon as reasonably practicable; and

11.4.2.4 consult with the Lessee on the manner in which the Council proposes to exercise its rights, and shall cooperate with any reasonable request of the Lessee to achieve and give effect to the Lessee's use and enjoyment of the Leased Area.

11.5 **Right to rectify**

Council may at the Lessee's cost do anything which the Lessee should have done under this Lease but which the Lessee has not done or which the Council reasonably considers after providing notice to the Lessee that the Lessee has not done properly.

11.6 **Park Lands Events**

11.6.1 The Lessee acknowledges and agrees that (subject to its location in the Park Lands) the Leased Area may not be able to be accessed or available for use and occupation as a result of any public, major or special events to be held in the Park Lands.

11.6.2 Subject to clause 11.6.3, the Lessee may not make any Claim against the Council arising from or in connection with any public or special events or the Leased Area not being able to be accessed or available for the Lessee's use and occupation.

11.6.3 Where the event to be held in the Park Lands is proposed by Council (through Council's events strategy) (Council Event) and that such a Council Event will restrict or prevent the Lessee's occupation and use of the Leased Area, the Council must:

11.6.3.1 occasion to the Lessee as little disturbance and damage as is practicable and provide six (6) months notice of any Council Event;

11.6.3.2 keep and maintain the Leased Area in good condition and repair and promptly rectify any damage to the Leased Area during the Council Event; and

11.6.3.3 repair any damage to the Leased Area to restore and make good any damage to the condition existing prior to the Council Event.

11.6.4 The Lessee will not be required to make any payments on account of instalments of Rent for the period the Leased Area is not available for use by the Lessee as a consequence of any public or special event.

11.6.5 The Lessee acknowledges and agrees that this clause does not apply to impose any obligations on the Council or confer any rights upon the

Item 10.1 – Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

Lessee if any public, major or special event in or affecting the Park Lands and the Leased Area is not a Council Event or is a declared event under the Major Events Act 2013.

12. DAMAGE OR DESTRUCTION

12.1 Termination for destruction or damage

12.1.1 If the Leased Area is destroyed or is damaged so that the Leased Area is unfit for the Lessee's use then within three (3) months after the damage or destruction occurs, the Lessee must give the Council a notice either:

12.1.1.1 terminating this Lease (on a date at least one (1) month after the Lessee gives notice); or

12.1.1.2 advising the Council that the Lessee (at the Lessee's costs) intends to repair any building forming part of the Leased Area so that the Lessee can occupy and use the Leased Area.

12.1.2 If the Lessee gives a notice under clause 12.1.1.2 but does not carry out the intention within a reasonable time, the Council may give notice to the Lessee that the Council intends to end the Lease if the Lessee does not complete the required works within a reasonable time (having regard to the nature of the required work).

12.1.3 If the Lessee does not comply with the Council's notice under clause 12.1.2, the Council may terminate this Lease by giving the Lessee not less than one (1) month's notice without any Claim by the Lessee against the Council.

12.1.4 If the Lessee gives a notice under clause 12.1.1.1 or the Lease is terminated by the Council under clause 12.1.3, the Lessee must at its costs comply with the obligation under clause 13.2.

12.1.5 Without limiting any other term of this Lease the Lessee will be liable to pay or reimburse the Council for all reasonable costs and expenses incurred by the Council as a result of the Lessee failing to undertake and complete any works including any reasonable costs the Council may incur to return the Leased Area to the condition required under clause 13.2.

12.2 Reduction or abatement of rent

12.2.1 The Yearly Amounts to be paid by the Lessee will during the period the Leased Area is unfit or inaccessible be reduced unless:

12.2.1.1 the Leased Area is unfit or inaccessible; or

12.2.1.2 an insurer refuses to pay a claim;

as a result of the default or negligence of the Lessee.

12.2.2 The level of the reduction (if any) will depend on the nature and extent of the damage.

12.2.3 If the level of the reduction (if any) cannot be agreed, it will be determined by a Valuer.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

13. RETURN OF LEASED AREA ON EXPIRY OR TERMINATION

13.1 Expiry

This Lease will end at midnight on the last day of the Term unless it is terminated earlier by the Council or the Lessee under any other provision of this Lease.

13.2 Handover of possession

13.2.1 Before this Lease ends, the Lessee will (if required to do so by the Council) to Council's satisfaction:

13.2.1.1 remove the Improvements and any alterations or additions made by the Lessee;

13.2.1.2 remove the Lessee's Equipment;

13.2.1.3 carry out and complete any repairs and maintenance that the Lessee is obliged to carry out under this Lease;

13.2.1.4 terminate all Services; and

13.2.1.5 to reinstate the Leased Area to Park Lands setting (free from all built form, rubbish and debris) to the satisfaction of Council (which at a minimum will include the installation of rolled turf and irrigation).

13.2.2 If it is not practical for the Lessee to undertake and complete these requirements before the Lease comes to an end, then such works must be undertaken immediately after the Lease comes to any end, but in accordance with the reasonable requirements of the Council.

13.2.3 If at the time that possession of the Leased Area is given back to the Council, the Lessee has not complied with all or any of its obligations under this clause 13.2, the Lessee shall not be relieved of its obligation to comply with these requirements, or to compensate the Council for failure to do so, by reason of the fact that the Council has accepted or taken possession of the Leased Area.

13.3 Holding over

If with the Council's consent the Lessee continues to occupy the Leased Area after the end of this Lease, the Lessee does so as a monthly tenant which:

13.3.1 either party may terminate on one (1) month's notice given at any time; and

13.3.2 is on the same terms as this Lease.

14. BREACH

14.1 Payment obligations

14.1.1 The Lessee must make payments due under this Lease:

14.1.1.1 without demand (unless this Lease provides demand must be made);

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

14.1.1.2 without set-off, counter-claim, withholding or deduction; and

14.1.1.3 to the Council or as the Council directs; and

14.1.1.4 by direct debit or such other means as the Council directs.

14.1.2 If a payment is stated to be due on a particular Payment Date (such as the next Payment Date or the first Payment Date after an event) and there is no such Payment Date, the Lessee must make that payment on demand.

14.2 **Set off**

The Council may, by notice to the Lessee, set off against any amount due and payable under this Lease by the Council to the Lessee, any amount due and payable by the Lessee to the Council under this Lease or under any other agreement or arrangement.

14.3 **Council's rights on breach**

14.3.1 If the Lessee is at any time in breach of any of its obligations under this Lease, and the Lessee fails to remedy that breach to the satisfaction of the Council after being requested by the Council to do so, the Council may at any time come onto the Leased Area without notice and do all things necessary to remedy that breach.

14.3.2 The Lessee will be liable to pay or reimburse the Council for all costs and expenses incurred by the Council in that regard which the Council may recover from the Lessee as a debt due and payable on demand.

14.4 **Default, breach and re-entry**

In the event:

14.4.1 the Rent or any moneys (or part of any moneys) payable under this Lease are unpaid for the space of forty five days (45) after any day on which the same ought to have been paid (after legal or formal demand having been made);

14.4.2 the Lessee commits, permits or suffers to occur any breach, or default in the due and punctual observances and performance of any of the covenants, obligations and provisions of the Lease;

14.4.3 of an Insolvency Event; or

14.4.4 the Leased Area is left unoccupied for two (2) months or more without the consent of Council;

then despite any other clause of this Lease the Council at any time has the right to terminate this Lease, re-enter into and re-possess the Leased Area but without prejudice to any action or other remedy which the Council has or might or otherwise could have for arrears of Rent or any other amounts or breach of covenant or for damages as a result of any such event and the Council shall be freed and discharged from any action, suit, claim or demand by or obligation to the Lessee under or by virtue of the Lease.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

14.5 **Rights of Council not limited**

The rights of the Council under this Lease and at law resulting from a breach of this Lease by the Lessee will not be excluded or limited in any way by reason of the Council having or exercising any powers under this clause 14.

14.6 **Landlord and Tenant Act**

In the case of a breach or default of this Lease where notice is required to be given pursuant to Section 10 of the *Landlord and Tenant Act 1936*, such notices will provide that the period of fourteen (14) days is the period within which the Lessee is to remedy any such breach or default if it is capable of remedy or to make reasonable compensation in money to the satisfaction of the Council.

14.7 **Repudiation and damages**

14.7.1 The Lessee acknowledges that the following obligations under this Lease are essential terms:

14.7.1.1 the obligation to pay Rent and any other moneys under the Lease;

14.7.1.2 the obligations and prohibitions in relation to use of the Leased Area;

14.7.1.3 the obligations in relation to repair and maintenance;

14.7.1.4 the obligations and restrictions in relation to additions and alterations to the Leased Area; and

14.7.1.5 the restriction on assignment, subletting, mortgaging and licensing.

14.7.2 If the Council accepts payment of Rent or any other moneys late or does not act or exercise any rights immediately or at all in respect of any breach of an essential term, that conduct on the part of the Council will not be deemed to amount to a waiver of the essential nature of that essential term.

14.7.3 If the Lessee breaches any essential term, that conduct on the part of the Lessee will be deemed to constitute a repudiation of this Lease and the Council may then at any time rescind this Lease by accepting that repudiation.

14.7.4 The Lessee agrees that if this Lease is terminated by the Council because of a breach by the Lessee of an essential term, or if the Lessee repudiates this Lease and the Council accepts that repudiation rescinding this Lease, the Lessee will be obliged to pay compensation to the Council including Rent and other moneys which the Council would otherwise have received under this Lease had the Lessee not breached an essential term or repudiated this Lease.

14.7.5 The rights of the Council under this clause 14.7 and any action taken by the Council do not exclude or limit any other rights or entitlements which the Council has under this Lease or at law in respect of any breach or repudiatory conduct on the part of the Lessee.

Item 10.1 - Attachment C

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

14.8 **Interest on overdue amounts**

If the Lessee does not pay an amount when it is due, it must pay interest on that amount on demand from when the amount becomes due until it is paid in full calculated on outstanding daily balances at the Default Rate.

15. INDEMNITY AND RELEASE

15.1 **Risk**

The Lessee occupies and uses the Leased Area at the Lessee's risk.

15.2 **Indemnity**

The Lessee is liable for and indemnifies the Council against all Claims for any Loss suffered directly or indirectly by the Council as a result of or in connection with the Lessee's use or occupation of the Leased Area including in connection with:

15.2.1 any act or omission of the Lessee;

15.2.2 the overflow or leakage of water or any other harmful agent into or from the Leased Area;

15.2.3 any fire on or from the Leased Area;

15.2.4 loss or damage to property or injury or death to any person caused by the Lessee, the use of the Leased Area by the Lessee or otherwise relating to the Leased Area;

15.2.5 a breach of this Lease by the Lessee.

15.3 **Release**

The Lessee releases the Council from all Claims for any Loss occurring on the Leased Area except to the extent that they are caused by the Council's negligence.

15.4 **Indemnities are independent**

Each indemnity is independent from the Lessee's other obligations and continues during this Lease and after this Lease ends.

16. GOODS AND SERVICES TAX

16.1 **Agreed consideration**

If a GST applies to impose tax on the Agreed Consideration or any part of it or if the Council is liable to pay GST in connection with any supply under this Lease then:

16.1.1 the Agreed Consideration for that supply is exclusive of GST;

16.1.2 the Council may increase the Agreed Consideration or the relevant part of the Agreed Consideration by a percentage amount which is equal to the GST Rate; and

16.1.3 the Lessee shall pay the increased Agreed Consideration on the due date for payment by the Lessee of the Agreed Consideration.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

16.2 **Tax invoice**

Where the Agreed Consideration is to be increased to account for GST under this clause 16, the Council will on or before the date on which the Agreed Consideration is payable, issue a tax invoice to the Lessee.

16.3 **Penalties and interest**

If the Lessee does not comply with its obligations under the Lease or with its obligations under GST Legislation in connection with the Lease and as a result the Council becomes liable for penalties or interest for late payment of GST, then the Lessee must pay the Council on demand an amount equal to the amount of the penalties and interest.

17. **REDEVELOPMENT**

17.1 **Termination of Lease**

If as part of any redevelopment or project conducted by the Council, or for any other reason the Council wishes to redevelop any part of the Park Lands that may include the Leased Area, then the Council will be entitled to terminate this Lease subject to the following provisions:

17.1.1 the Council must provide the Lessee with details of the proposed demolition sufficient to indicate a genuine proposal to carry out that demolition within a reasonably practical time after this Lease is to be terminated.

17.1.2 the Council may at any time after providing the Lessee with the information specified in clause 17.1, give the Lessee a written notice of termination of this Lease (Termination Notice) specifying the date on which this Lease is to come to an end being a date not less than six (6) months after the Termination Notice is given;

17.1.3 this Lease will, unless terminated earlier by the Lessee under clause 17.1.4, come to an end at midnight on the day specified in the Termination Notice;

17.1.4 at any time after receiving a Termination Notice under clause 17.1, the Lessee may terminate this Lease by giving not less than seven (7) days written notice to the Council; and

17.1.5 when this Lease is terminated (whether by the Council under clause 17.1 or by the Lessee under clause 17.1.4), the rights and obligations of the Council and the Lessee will come to an end but if any breach by either party still exists at that time then the rights of the other party with regard to that existing breach will continue.

17.2 **Compensation**

17.2.1 The Lessee will not be entitled to any claim for compensation arising from the termination of the Lease under this clause 17 (or clause 14.4 on default) unless occurring within the first ten (10) years of this agreement.

17.2.2 If the Lease is terminated under clause 17.1 (or clause 14.4 on default) during the first ten (10) years of this agreement, the Council must pay to the Lessee reasonable compensation (to be agreed by the Council and the Lessee (both acting reasonably)) for loss and damage suffered by the

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

Lessee as a result of such termination which compensation should include having regard to the costs and expenses incurred by the Lessee in undertaking the Proposed Redevelopment.

18. DISPUTES RESOLUTION

18.1 Dispute

A party to a Dispute must comply with this clause before starting arbitration or court proceedings (except proceedings for interlocutory relief).

18.2 Notice of Dispute

A party to a Dispute must give the other parties to the Dispute notice setting out details of the Dispute.

18.3 Effort to resolve

For twenty (20) Business Days after the notice in clause 18.2, each party to the Dispute must use reasonable efforts to resolve the Dispute.

18.4 Mediator

18.4.1 If the parties cannot resolve the Dispute under clause 18.3 within that period, they must refer the Dispute to a mediator.

18.4.2 If, within a further twenty (20) Business Days, the parties to the Dispute do not agree on a mediator, a party to the Dispute may ask the chairman of the Resolving Body to appoint a mediator.

18.4.3 The mediator assists in negotiating a resolution of the Dispute. A mediator may not bind a party unless the party agrees in writing.

18.4.4 The mediation ends if the Dispute is not resolved within twenty (20) Business Days after the mediator's appointment.

18.5 Confidentiality

Each party:

18.5.1 must keep confidential any information or documents disclosed in the dispute resolution process; and

18.5.2 may use that information or those documents only to try to resolve the Dispute.

18.6 Cost of dispute

Each party to a Dispute must pay its own costs of complying with this clause. The parties to the Dispute must pay equally the costs of the mediator and any third party reports and enquiries requested by the mediator.

18.7 Breach of dispute clause

If a party to a Dispute breaches this clause, the other parties to the Dispute do not have to comply with this clause in relation to the Dispute.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

19. LICENCE

[*This clause 19 applies only if Items 7 to 10 of the Schedule are completed.*]

19.1 Grant of licence

The Council grants to the Lessee a licence during the Term to use the Licence Area for the Licence Area Permitted Use.

19.2 Term of licence

The licence granted by this clause 19 will (while the Lessee named in this Lease is the lessee in occupation of the Leased Area) continue (subject to this clause 19) until the end of the Term or the sooner surrender or determination of this Lease.

19.3 Licence fee

19.3.1 The Lessee must pay the Licence Fee by equal annual instalments in advance on the Commencement Date and then on 1 September during each year of the Term.

19.3.2 If the Commencement Date is not 1 September, then the first and last payment will be adjusted based on the number of days from the Commencement Date to 31 August next and the number of days in the relevant year.

19.3.3 The Licence Fee is reviewed annually by the Council as part of the review of Council's schedule of fee and charges for the Park Lands.

19.4 Licence Area Permitted Use

The Lessee must not use or permit the Licence Area to be used other than for the Licence Area Permitted Use and only in accordance with the Details of the Licence Area Permitted Use.

19.5 Rates and utilities

19.5.1 The Lessee must pay or reimburse the Council for all rates, taxes, levies or other charges (including Council rates assessed by the Council as a Statutory Authority) arising from the grant of this licence or in respect of the Licence Area.

19.5.2 The Lessee must pay or reimburse the Council as and when due for payment or if required by the Council then within fourteen (14) days of demand all costs, fees and charges for the provision of:

(a) electricity, water, gas, oil and other energy or fuels supplied to and consumed in the Licence Area; and

(b) telephone, facsimile and other communication services, waste disposal in respect of the Licence Area and all other utility services supplied to or consumed in or on in respect of the Licence Area;

whether supplied by the Council or any other person.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

19.6 **Insurance**

The Lessee must ensure that any insurance policies required to be effected and maintained by the Lessee under clause 7 of this Lease extend (to the extent applicable) to cover the Licence Area, the use of the Licence Area and any buildings, fixtures, fittings or structures erected or placed on the Licence Area.

19.7 **No assignment or subletting**

The Lessee must not assign, transfer, sublicence or otherwise deal with the Lessee's rights under this clause 19 without the consent of Council.

19.8 **Improvements**

19.8.1 The Lessee must not erect, fix or place any buildings, fixtures, fittings or structures in, on or under any part of the Licence Area without the consent of Council.

19.8.2 Any buildings, fixtures, fittings or structures erected, fixed or placed (by whatever means) upon the Licence Area will unless otherwise agreed remain until the end of the term of this licence the property of the Lessee but may not be removed from the Licence Area without the consent of the Council.

19.9 **Maintenance of improvements**

The Lessee must maintain and repair any buildings, fixtures, fittings or structures erected fixed or placed in, on or under the Licence Area in good and safe repair and condition as determined by Council.

19.10 **Events on Park Lands within Licence Area**

19.10.1 Council may (in accordance with its events management policies (as amended from time to time)) grant approval to others to hold events within the Licence Area on terms determined by the Council.

19.10.2 The Lessee may not make any Claim for any Loss or interruption arising from any such approval or being required to relocate to an alternate licence area for the duration of the event.

19.11 **To obey policies and direction**

The Lessee must comply with and cause to be complied with all Council policies, directions, rules and by-laws from time to time regarding the Licence Area or the Licence Area Permitted Use.

19.12 **Public access and membership**

19.12.1 The Lessee must allow unrestricted public access to those playing fields and surfaces that are unfenced at all times when the Lessee is not using them.

19.12.2 Where the Lessee is an association (and not a school body) membership must be open and available to the public.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

19.13 **Temporary Relocation**

The Council will have the right where in the opinion of the Council there exists a valid commercial reason so to do at any time during the duration of this licence to temporarily relocate the Lessee to another location on the Park Lands provided that the Council will have given not less than six (6) months' notice of its intention to the Lessee.

19.14 **Nature of licence**

The rights granted by the licence conditions in this clause 19 do not create in or confer upon the Lessee any tenancy or any estate or interest in the Licence Area. The rights granted do not confer upon the Lessee any right of exclusive use or occupation and the Council may from time to time exercise all rights which may include the use and enjoyment of the whole or any part of the Licence Area.

19.15 **No warranty**

The Council makes no warranty or representation regarding the suitability of the Licence Area including any buildings, fixtures, fittings or structures in, on or under any part of the Licence Area (whether erected fixed or placed by the Council, any previous licence holder or any other person) for the Licence Area Permitted Use or any other purpose.

19.16 **Defined terms**

In this clause 19 unless the context otherwise requires:

Details of the Licence Area Permitted Use means the days and hours of operation or use specified in Item 7;

buildings, fixtures, fittings or structures includes all drains, pipes, fencing, goal posts, manholes, reticulation equipment, all electrical equipment (including floodlights) and similar services (and in cases where tennis courts form the whole or part of the Licence Area will also include all court surfaces, perimeter fencing, net posts and perimeter access gates);

Licence Area means the area of the Park Lands described in Item 8 including all Building(s), the Council's Equipment and other buildings, fixtures, fittings or structures;

Licence Area Permitted Use means the use described in Item 9;

Licence Fee means the amount described in Item 10 (as reviewed each year);

19.17 **Interpretation**

Unless the contrary intention appears:

19.17.1 a breach of the terms of this clause 19 will be an event of default under the Lease; and

19.17.2 all of the "Lessee's covenants" in the Lease are deemed to be incorporated into the licence under this clause 19 as if they were specifically set out in this licence (including any terms or requirements for Council's consent) so that "Leased Area" in the Lease terms will mean "Licence Area" (as defined in this clause 19) and the Lessee agrees to observe and perform all of the "Lessee's" covenants in relation to the Licence Area.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

20. GENERAL

20.1 Costs

The Lessee must pay or reimburse to the Council:

20.1.1 if the Lessee has requested that this Lease be registered and this Lease is capable of registration, all government fees for registration of this Lease. If a lease plan is required to be prepared and registered before this Lease can be registered, then the Lessee must arrange and pay for the preparation and registration of that lease plan;

20.1.2 all of the legal costs (determined on a solicitor and client basis) incurred by the Council in connection with the preparation, negotiating, revising and engrossing this Lease (including all attendances on the Lessee and its legal and other advisers and all advices provided to the Council) and attending to the execution of this Lease;

20.1.3 all legal and other costs and expenses incurred by the Council in consequence of any actual or threatened breach by the Lessee or in exercising or enforcing (or attempting to do so) any rights or remedies of the Council under this Lease or at law or otherwise arising in consequence of any actual or threatened beach by the Lessee.

20.2 Waiver

If the Council accepts or waives any breach by the Lessee, that acceptance or waiver cannot be taken as an acceptance or waiver of any future breach of the same obligation or of any other obligation under this Lease.

20.3 Notice

20.3.1 Without excluding any other form of service, any notice required to be given or served will be sufficiently given or served as follows:

20.3.1.1 in the case of the Lessee, if posted by pre-paid post or delivered to the last known address of the Lessee; and

20.3.1.2 in the case of the Council, if posted by pre-paid post to the Council at its principal place of business in South Australia (which is taken to be the address stated in this Lease unless the Lessee is or ought reasonably be aware that that is not the Council's principal place of business at the relevant time).

20.3.2 Notice served by pre-paid post will be deemed to have been given or served three (3) Business Days after posting.

20.3.3 Any notice may be signed on a party's behalf by its attorney, director, secretary, officer, solicitor or authorised agent.

20.4 Severance

If any part of this Lease is found to be invalid, void or unenforceable, then that part will be severed from this Lease and the remainder of this Lease will continue to apply.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

20.5 **Special conditions**

Any Special Conditions will apply to this Lease and in the event of any inconsistency with the terms and conditions in the body of this Lease, then those Special Conditions will prevail.

20.6 **Entire agreement**

The Council and the Lessee acknowledge and agree that this Lease contains and represents the entire agreement reached between them with regard to the Leased Area and that no promises, representations or undertakings, other than those contained in this Lease, were made or given or relied upon.

20.7 **Resumption**

If the Council receives notice of resumption or acquisition of the Leased Area or any land affecting the Leased Area from or by any Statutory Authority or anybody or authority of such Statutory Authority, then the Council may terminate this Lease by giving not less than three (3) months written notice to the Lessee. When such termination takes effect, the rights and obligations of the Council and the Lessee hereunder will come to an end but if any breach by either party still exists at that time then the rights of the other party with regard to that existing breach will continue.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

FIRST SCHEDULE

ITEM 1 **Leased Area**	Portion of the Park Lands being the areas marked in yellow and described in the plans attached as Annexure A being more particular described as Bundy's Paddock / Tidlangga (Park 9) [PR44004B]
ITEM 2 **Term**	(a) Ten (10) years commencing 1 October 2021 (**Commencement Date**) and expiring at midnight 30 September 2031* **subject to completing the Proposed Redevelopment* (b) Eleven (11) years commencing 2031 and expiring midnight 2042
ITEM 3 **Rent**	$6,517.50 per annum (exclusive of GST) (subject to review), paid annually. * **Adelaide Park Lands Leasing and Licensing Policy and Guidelines (395m2 x $55p/m^2 = $21,725.00 x 70% discount = $6,517.50 p/a (+GST)).*
ITEM 4 **Review Dates and Review Method**	**Review Dates**: Each anniversary of the Commencement Date **Review Method**: Fixed review by 4 per centum
ITEM 5 **Permitted Use**	Changerooms and associated spectator facilities supporting school PE Lessons, community development activities and the playing of cricket, football and other sports (including training and games) and limited scale food and beverage facilities for use in connection with sports activities (with functions or events limited to sports related functions or events during and for a period not exceeding two (2) hours immediately following a sporting event and concluding no later than the times stated in ITEM 7).
ITEM 6 **Public Risk Insurance**	$20,000,000.00
ITEM 7 **Details of Licence Area Permitted Use**	**Physical Education (PE Lessons)** Monday – Friday: 7am to 3.30pm (during school term) **Community Development activity** Monday-Sunday 8am-6pm (all year round) **Cricket Season-** October to March Monday to Friday: 3.30 to 8.30pm Saturday 8.30am to 8.00pm Sunday 8.30am to 7.00pm

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.1 Attachment C

	Football Season - December to March Pre-Season - April to September Season Monday to Friday: 3.30pm to 8.30pm Saturdays 8.00am to 6.30pm Sundays 9.00am to 3pm
ITEM 8 **Licence Area**	Those portions of the Park Lands marked in red (but excluding the areas marked in yellow) on the attached plan.
ITEM 9 **Licence Area** **Permitted Use**	Cricket, football, community development activities and other sports together with other appropriate sport related ancillary uses (including for sports related functions or events during or for a period not exceeding two (2) hours immediately following a sporting event and concluding no later than the times stated in ITEM 7).
ITEM 10 **Licence Fee**	$4,046.40 (exclusive of GST), paid annually. * * [*These are the current declared fees of the 2020/21 ending 31 August 2021 (based on the rate of $1440.00 per ha for 2.81ha for open space). These fees are re-set and declared each year on or about 1 September*]
ITEM 11 **Special Conditions**	**1. Payment of Rent** Despite any other term of this Lease, the Council and the Lessee agree that the Lessee will only be required to pay fifty percent (50%) of the Rent for the six (6) month period from the Commencement Date provided that the Lessee remains liable to pay all other amounts under the Lease during this period. **2. Match schedules** 2.1 The Lessee must provide Council (and residents) a schedule of programmed matches before each relevant season in a form required by Council which includes details of matches or games that are likely to attract larger crowds. 2.2 The Lessee must ensure that residents living on MacKinnon Parade between Mann Terrace and Jerningham Street and the Council are provided with: 2.2.1 An annual calendar of football matches scheduled in Park 9, 14 days prior to the scheduling of the first match of the season; 2.2.2 Notification of an event or activity that is likely to attract greater than 250 people (including participants at any given time) in Park 9, 14 days prior to the event or activity.

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

	3. External Public Toilet 3.1 Without limiting clause 8.1 and 8.4 of this Lease, the Lessee acknowledges and agrees that the External Public Toilets will on practical completion (to Council's reasonable satisfaction) become public toilets (for the general public's access and use as determined by Council) and the Council will be responsible for all general maintenance, repair and cleaning (for so long as they remain public toilets). 3.2 The Lessee will report (if and as soon as it becomes aware) any damage of the External Public Toilets to the Council so that the damage may be assessed and Council may coordinate timely repair. 3.3 The Lessee acknowledges and agrees Council may install a remote security locking system to the External Public Toilets and that they will be locked overnight and opened each morning for general public access. **4. Liquor Licence** In accordance with Clause 6.6 of the Lease, Council, acting as Landlord, approves a liquor licence on Saturdays from 12noon to 6pm all year. **5. Landscape Treatments** The Lessee covenants and agrees to fund the installation of all Landscape Treatments that are required as part of the Proposed Redevelopment (including but not limited to bike racks, footpaths, lighting, plantings, etc) **6. Adjacent Areas** In addition to any other terms of this Lease, the Lessee acknowledges and agrees the Lessee is responsible at the Lessee's cost to keep the areas out lined in green on the Plan in good repair and in a clean and tidy state and condition. (subject to final Development Approval plans). **7. Services / Infrastructure (SA Water)** The Lessee acknowledges and agrees that as a result of the Lessee's desire to redevelop the site and connect to SA Water infrastructure through the Park Lands that the Lessee will be required to connect to all required services as part of the proposed Redevelopment and will do so at its own cost (including the remediation of any damage caused to Park Lands and Council infrastructure). **8. Proposed Redevelopment** 8.1 Despite any other provision of this Lease, if the Lessee does not practically complete the Proposed Redevelopment within eighteen (18) months from the Commencement Date, the Term of the lease is reduced from twenty one (21) years to five (5) years.

Item 10.4 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

8.2 At the completion of the Proposed Redevelopment, it is the Lessee's responsibility to remedy the area around the Leased Area, to ensure that all building materials are removed, and where necessary return the area to a Park Lands like setting (reseed and/or returf etc).

9. Enclosing outdoor areas / verandah.

It is a condition of approval that no outdoor area or verandah shall be enclosed as part of any future development in this Park.

10. Cricket sight screens / turf maintenance materials.

It is a condition of approval that both cricket sight screens (when outside of the cricket season) and turf maintenance materials (sandy loam etc) are always to be stored on the southern end of Park 9.

11. Insurance

11.1. For so long as the lessee in possession under this Lease is Prince Alfred College, the Council and the Lessee agree the Lessee may maintain the building insurances for the Leased Area together with any buildings, fixtures, fittings or structures in on or under the Licence Area under a policy which:

11.1.1 is for the full replacement value of the Improvements and any buildings, fixtures, fittings and structures on the Licence Area (including demolition and rebuilding costs) as determined by Council (and advised to the Lessee from time to time);

11.1.2. is with an insurer approved by Council (acting reasonably);

11.1.3. notes the interest of Council (as lessor); and

11.1.4. covers events during the policy's currency reported in accordance with the policy's conditions.

11.2. For so long as the Lessee maintains the insurances as required by this special condition, then clause 7.2 of the Lease shall not apply.

12. Facility Management Plan

12.1 The Lessee will maintain a facility management plan (including cleaning and maintenance schedule, communication policy and community use booking process) as well as a code of conduct to governing its members and other users of the facility.

12.2 Any amendments to the Management Plan will require the consent of Council.

13. Community Use

13.1 The Lessee acknowledges and agrees that, without limiting clause 6.2 of this Lease, it is a condition of this Lease that the Lessee use reasonable endeavours to make the Improvements available during the Term for use by non-for-

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

	profit community organisations and groups when not in use by the Lessee. 13.2 The Lessee further acknowledges and agrees: 13.2.1 Council will direct any enquiries from any non-for profit community organisation and groups to the Lessee to manage these requests; 13.2.2 the Lessee must provide a contact person for managing enquries for use of the Improvements and maintain a register of the requests including details of available use (including names, dates and times); and 13.2.3 the Lessee must not charge any amounts or impose more onerous obligations on the use of the Improvements than set by Council or otherwise than Council would charge or impose on the use of Council's premises or facilities. 13.3 If requested by Council the Lessee must meet with Council (but not more frequently than once a year) to review the register of the requests and evaluate the details of available use. 13.4 If Council (acting reasonably) is of the view that the Lessee has not made the Improvements sufficiently available as required by this special condition, the Council may require the Lessee to submit a plan to increase the level of community access. 13.5 It will be breach of this Lease if the Lessee (after notice) fails to submit a plan or, after submitting the plan, fails to comply with the plan required to give effect to this condition, ***NOTE:*** *Other special conditions may be inserted into this lease which mirror Development Approval conditions and will be considered once Development Approval has been granted.*

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

ANNEXURE A

LEASE/LICENCE PLANS – FOR THE PURPOSE OF COMMUNITY CONSULTATION AS PER SECTION 202 OF THE LOCAL GOVERNMENT ACT 1999.

ONCE PLANNING CONSENT HAS BEEN GRANTED, CONFIRMED REVISED PLAN WILL BE INSERTED INTO ANNEXURE A

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

ANNEXURE B

CONCEPT PLANS AS APPROVED BY COUNCIL – FOR THE PURPOSE OF COMMUNITY CONSULTATION AS PER SECTION 202 OF THE LOCAL GOVERNMENT ACT 1999.

ONCE PLANNING CONSENT HAS BEEN GRANTED, STAMPED (DEVELOPMENT ACT 1993) PLANS WILL BE INSERTED INTO ANNEXURE B

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

EXECUTED as an **AGREEMENT**

Signed by an Authorised Officer for **THE CORPORATION OF THE CITY OF ADELAIDE** in the presence of:

.....	.....
Signature of witness	Signature of Authorised Officer
.....	.....
Name of witness (print)	Name of Authorised Officer (print)

The Common Seal of **PRINCE ALFRED COLLEGE** was affixed in accordance with its Constitution and by the authority of its Board in the presence of:)

.....
Authorised Signatory

.....
Authorised Signatory

Item 10.1 - Attachment C

Licensed by Copyright Agency. You must not copy this work without permission.

BUNDEY'S PADDOCK TIDLANGGA

Park 9

Adelaide Park Lands Community Land Management Plan

June 2021

CITY OF ADELAIDE

Adelaide Park Lands

Item 10.1 - Attachment D

Licensed by Copyright Agency. You must not copy this work without permission.

DOCUMENT PROPERTIES

Record Details

HPRM Reference: ACC2021/76202

HPRM Container: 2015/00666

Item 10.1 - Attachment D

Licensed by Copyright Agency. You must not copy this work without permission.

TABLE OF CONTENTS

Document Properties i
Table of Contents ii
Figures ii
1. National Heritage Listing context 2
2. Kaurna Statement of Cultural Significance 3
3. Historical context for Park 9 3
4. Drivers of Change 5
5. Purpose for which Park 9 'is held' 6
6. Objectives for the use and management of Park 9 7
7. Policies and proposals for the use and management of Park 9 7
8. Performance Targets and measures – against Objectives 10
9. Public use and Movement through Park 9 11
10. Policies for the granting of leases or licences 11
11. Circumstances not provided for 11

FIGURES

Adelaide Park Lands with Park 9 identified 1
Current Layout of Park 9 2
Aerial view of Park 9 from 1935 3
Plan 20 of the Park Lands by Brown depicting tree plantations in Parks 7,8 & 9 4
Wrought Iron Gate Posts on Mackinnon Parade 5
Park 9 Activity Hub 5
Existing Buildings in Park 9 6
Areas of Park 9 subject to leases and licences 11

Item 10.1 - Attachment D

Licensed by Copyright Agency. You must not copy this work without permission.

Adelaide Park Lands with Park 9 identified

Item 10.1 - Attachment D

Licensed by Copyright Agency. You must not copy this work without permission.

Purpose of this Community Land Management Plan

This Chapter of the Community Land Management Plan (CLMP) outlines how the City of Adelaide (CoA) will manage and develop the landscape, general recreational and sporting activities, events and facilities in Bundey's Paddock/Tidlangga (Park 9) for the enjoyment and wellbeing of residents, workers and visitors.

This document meets the statutory requirements of section 196 of the *Local Government Act 1999* and should be read in conjunction with Chapter 1 (General Provisions) of the Adelaide Park Lands CLMP.

The CLMP is consistent with the 2018 Adelaide Park Lands Management Strategy (APLMS) which sets a vision for the future management and enhancement of the Adelaide Park Lands.

The official name of the park is Bundey's Paddock/Tidlangga (Park 9), for the purpose of this document the park will be referred to as Park 9.

1. NATIONAL HERITAGE LISTING CONTEXT

In November 2008, the Adelaide Park Lands and City Layout was included on the National Heritage List under the Commonwealth *Environmental Protection and Biodiversity Conservation Act 1999* in recognition of its planning excellence and ongoing integrity. Protecting and promoting the values associated with the National Heritage listing is imperative.

Park 9 is an integral element of the Park Lands and City Layout.

Current Layout of Park 9

Licensed by Copyright Agency. You must not copy this work without permission.

Item 6.1 Attachment D

2. KAURNA STATEMENT OF CULTURAL SIGNIFICANCE

The Kaurna people have lived on the Adelaide Plains for thousands of years and continue to live here.

The Adelaide Park Lands have been given Kaurna names in consultation with Kaurna people. The Kaurna name given to Park 9 is 'Tidlangga' which translates to tidla root place. The tidla was a bulbous root eaten by the Kaurna people.

The City of Adelaide is working closely with Kaurna Elders and Kaurna community to update the current statement of cultural significance of the Adelaide Park Lands, including Park 9, to the Kaurna people.

3. HISTORICAL CONTEXT FOR PARK 9

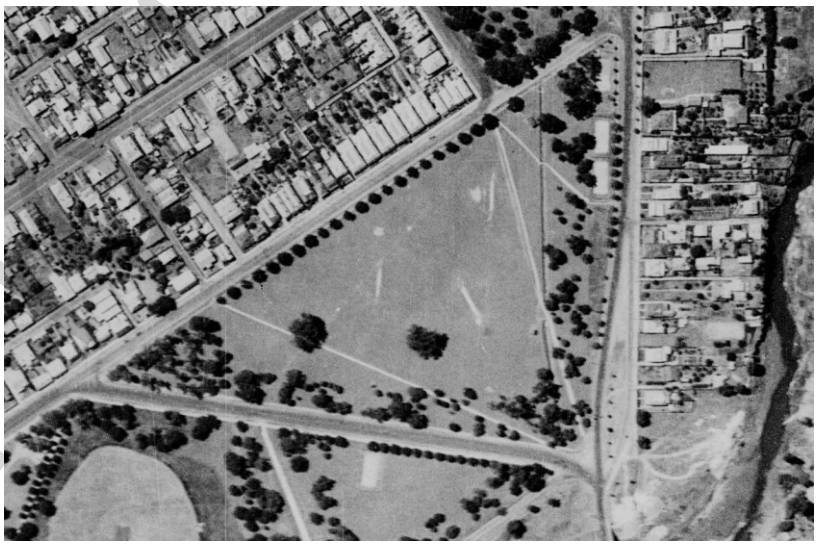
Pre-settlement cultural landscape significance

The City of Adelaide is working closely with Kaurna Elders to undertake cultural mapping across the Adelaide Park Lands. The outcomes of this project will ensure that any sites of Kaurna cultural heritage significance in Park 9 are documented, recognised, promoted and understood.

Post-settlement cultural landscape significance

Park 9 arose out of the 1837 Colonel William Light Plan for the City of Adelaide and Park Lands and has been called Bundey's Paddock in honour of William Bundey who was Mayor of Adelaide from 1883 to 1886.

From the 1850s the Park was used for grazing and firewood collection before ground levelling works were undertaken 1914 to enable the development of sporting ovals and fields.

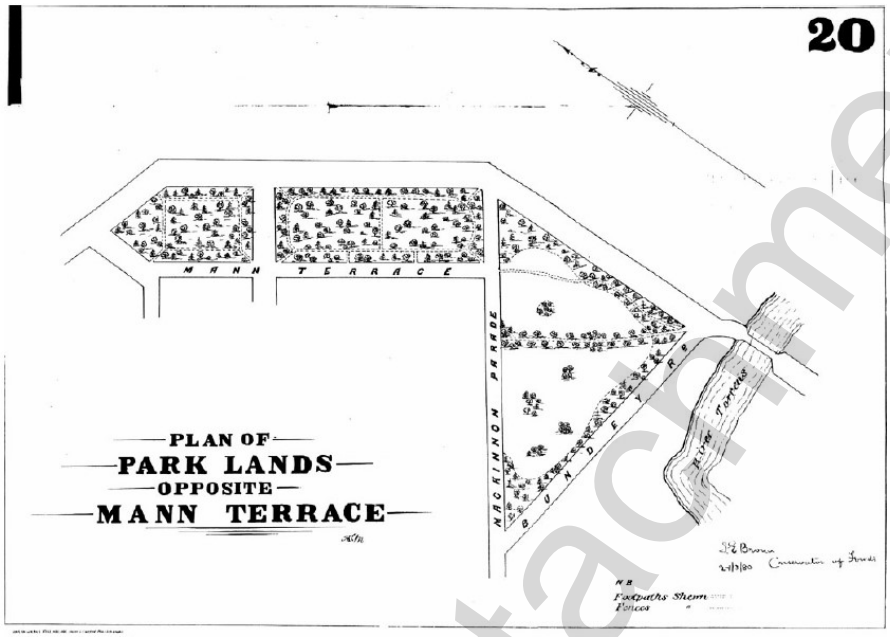


Aerial view of Park 9 from 1935

Licensed by Copyright Agency. You must not copy this work without permission.

Item 4.1 - Attachment D

The original extent of the Park was reduced slightly in the 1960s following the realignment of Mann Road. The Park retains evidence of cursory tree planting that aligns with the general spatial and species intent of the plans of John Ednie Brown, a forest conservator who prepared the *Report on a System of Planting the Adelaide Park Lands* in 1880 (illustrated below).



Plan 20 of the Park Lands by Brown depicting tree plantations in Parks 7,8 & 9

The 'Adelaide Park Lands & Squares Cultural Landscape Assessment Study' was completed in 2007 to inform management planning for Community Land.

The assessment provides the following statement of significance for Park 9.

…Tidlangga Park 9 represents an integral segment of the overall Adelaide Park Lands that possesses associative cultural significance in reflecting the spatial and planting design intent and philosophies of John Ednie Brown and August Pelzer, albeit it has been compromised since the 1940s in terms of planting strategies and the development of recreational facilities.

Significant improvements have been made to Park 9 since the preparation of the landscape assessment in 2007 including the development of the playground, pocket orchard and the community sports court facilities. Despite the recent improvements, several cultural landscape features identified in the assessment remain in Park 9:

- **Aleppo Pine and River Red Gum grove** – grove of trees on the corner of Mackinnon Terrace and Bundeys Road of strong visual presence.
- **Tree plantation** – a group plantation of Sugar Gum, Moort, Melaleuca spp., Callistemon viminalis, and River She Oak in the northern section boundary of Mann Road.
- **Wrought iron gate posts** – two wrought iron gate posts on the Mackinnon Parade fenceline located opposite Dunn Street that carry the nomenclature 'Francis Morton's Patent No 1 Liverpool' on both post caps. A rare example of the wrought iron fencing acquired by the Council in the 1910s to fence Park Land blocks.

Item 10.1 - Attachment D

Licensed by Copyright Agency. You must not copy this work without permission.

Wrought Iron Gate Posts on Mackinnon Parade

4. DRIVERS OF CHANGE

The development of the play space and associated landscaping in 2016 complemented the existing community court and petanque piste and formed an activity hub attracting a wide range of Park Land users. There is a need to improve public amenities in Park 9 to better support users of the park and address a lack of accessible amenities for people with a disability.

Park 9 Activity Hub

Licensed by Copyright Agency. You must not copy this work without permission.

The existing buildings in this park are outdated and inadequate for the contemporary requirements of community sport.

Existing Buildings in Park 9

The intensification of development in neighbouring Walkerville Council is likely to see an increase in people visiting this precinct from the east.

5. PURPOSE FOR WHICH PARK 9 'IS HELD'

Park 9 is a contributory element of the Adelaide Park Lands and City Layout which were set aside as part of Colonel Light's vision to design a city encircled by public parklands for the health and recreation of the community.

The Kaurna people managed the Adelaide Park Lands for thousands of years understanding that open spaces are very important for living on the Adelaide Plains. Many Kaurna believe that Light's vision and designs were based on these understandings taken from the Kaurna and the way they had managed the Park Lands and more broadly the Adelaide Plains.

The *Adelaide Park Lands Act 2005* develops the statutory principles for the Adelaide Park Lands:

- The land comprising the Adelaide Park Lands should, as far as is reasonably appropriate, correspond to the general intentions of Colonel William Light in establishing the first Plan of Adelaide in 1837.
- The Adelaide Park Lands should be held for the public benefit of the people of South Australia and should be generally available to them for their use and enjoyment (recognising that certain uses of the Park Lands may restrict or prevent access to particular parts of the Park Lands).
- The Adelaide Park Lands reflect and support a diverse range of environmental, cultural, recreational and social values and activities that should be protected and enhanced.
- The Adelaide Park Lands provide a defining feature to the City of Adelaide and contribute to the economic and social well-being of the City in a manner that should be recognised and enhanced.
- The contribution that the Adelaide Park Lands make to the natural heritage of the Adelaide Plains should be recognised, and consideration given to the extent to which initiatives involving the Park Lands can improve the biodiversity and sustainability of the Adelaide Plains.
- The State Government, State agencies and authorities, and the Adelaide City Council, should actively seek to co-operate and collaborate with each other in order to protect and enhance the Adelaide Park Lands.

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.1 - Attachment D

- The interests of the South Australian community in ensuring the preservation of the Adelaide Park Lands are to be recognised, and activities that may affect the Park Lands should be consistent with maintaining or enhancing the environmental, cultural, recreational and social heritage status of the Park Lands for the benefit of the State.

6. OBJECTIVES FOR THE USE AND MANAGEMENT OF PARK 9

The following (in no particular order of priority) constitute the objectives for Park 9:

- Support the ongoing public use and enjoyment of the park.
- Retain Park 9 as an activity hub for formal and informal community recreation and sport activities.
- Allow for unrestricted community access to the sports field outside of designated game and training times.
- Recognise, promote and protect any sites of Kaurna cultural heritage significance in the park as outcomes of the Kaurna cultural mapping project are identified.
- Conserve, protect and enhance features of the cultural heritage landscape, particularly the wrought iron gate posts and the Aleppo Pine and River Red Gum grove of trees in the western corner.
- Maintain a variety of trees for shade that provide food and habitat for fauna and flower at different times of the year.
- Maintain good amenity and legible connections along the edges of the park to encourage visitation and improved access.
- Support the rationalisation of existing buildings replaced by a fit for purpose community sports facility with accessible public amenities.
- Permit leases and licences as shown in the Lease and Licence Map and manage the use of the sports buildings as a 'community sport' facility in accordance with the Adelaide Park Lands Leasing and Licensing Policy.
- Manage and improve the connectivity, amenity and useability of the Park Lands Trail.
- Ensure that CPTED principles are taken into consideration through sightlines and vegetation management.

7. POLICIES AND PROPOSALS FOR THE USE AND MANAGEMENT OF PARK 9

Park 9 Activity Hub

Park 9 will continue to be managed as a community activity hub to support community wellbeing and encourage exploration and participation in the various elements offered across the precinct including the adjacent community sporting facilities.

The activity hub includes community sports courts, children's play space, petanque piste, pathways, irrigated lawns, picnic facilities and the pocket orchard.

Item 10.1 - Attachment D

Licensed by Copyright Agency. You must not copy this work without permission.

Sporting Clubrooms

Support the establishment of a fit for purpose local community sport clubroom facility, subject to the removal of the existing changerooms and maintenance shed. The new facility should include accessible public amenities to support use of the entire park.

Verandahs and outdoor covered areas are always to remain accessible and not enclosed.

Use of the building will be consistent with the operation of a community facility including limited sports administration duties, storage of equipment, sports related events and community development activities. The service of food and beverage is to be limited to during and for a period not exceeding two (2) hours immediately following an on-field sporting event or activity in Park 9.

A liquor licence will be supported for Saturdays only between the hours of 12noon and 6.00pm.

Sporting Oval

Retain the sporting oval for formal and informal recreation with unrestricted community access to the sports field outside of designated game and training times.

Tree Plantings and Landscaping

New trees and plantings should be selected for their amenity value, contribution to urban biodiversity and cultural and heritage significance. A diverse species selection is important to the establishment of an extensive and robust urban forest. Rationalise existing plantings through the removal of poorly performing specimens.

Shade requirements, CPTED, cultural and heritage significance and safety issues should also be considered when selecting tree species for new plantings.

Urban Address

Allow for an increased level of amenity and attraction along the park edges through appropriate landscaping. The improved appearance and functionality will encourage and entice further exploration deeper into the Park and assist in reducing the heat island effect of adjacent roads and buildings.

Public Art

Support opportunities for permanent and temporary public artworks across the park, as unique attractions that encourage exploration, quiet contemplation, reflection and creative engagement.

Cultural Heritage and Interpretation

Enable the conservation and where appropriate enhancement of cultural heritage features of the Park including the Aleppo Pine and River Red Gum grove, the Mann Road tree plantation and the wrought iron gate posts on Mackinnon Parade.

Support the interpretation of Kaurna and non-Kaurna cultural heritage of the Park Lands through signage and other means.

Item 10.1 - Attachment D

Licensed by Copyright Agency. You must not copy this work without permission.

Park Lands Trail

Enable connectivity between the Park Lands Trail and facilities within the park to support walking and cycling for recreation and active travel. Allow for a pathway along the northern edge of the park.

Allow for supporting facilities along the Park Lands Trail, which may include drinking fountains, seating, shade, signage, landscaping and lighting.

Event Management

The Adelaide Park Lands Event Management Plan 2016-2020 classifies Park 9 as a 'Potential Event Site'. These sites have less purpose-built infrastructure and could be suitable for medium and small events.

Events in this Park will most likely be sporting events and organisers will need to negotiate with the lessees to work around regular sport activities and ensure surrounding residents are notified of events which may impact on them.

Lighting

Enable lighting of the sports field for community sport and lighting along the section of Park Lands Trail.

Car Parking

No car parking will be provided and no unauthorised vehicles will be permitted on Park 9. Consider landscape treatments to deter unauthorised vehicles entering the park, particularly at the Park Lands Trail entrance in the north east corner and where buildings are located.

Car parking on surrounding streets should be managed to ensure availability for park users. Allow spaces on street for the loading and unloading of supplies and equipment close to the sports facilities.

Sports Infrastructure

Sports infrastructure including equipment and materials will be stored on the southern side of the park when not in use/out of season.

Dog Management

Dogs and their owners are welcome in Park 9.

To create a safe and comfortable environment for all visitors to the Park, dogs must be on-leash:

- Between 10am and 6pm during non-daylight savings time
- Between 10am and 8pm during daylight savings time
- At all times within the playground and within five metres of any play equipment
- At all times when organised sport is being played

Outside of these times dogs may be exercised off-leash provided the dog is under effective control. Dogs must be cleaned up after at all times.

Item 10.1 - Attachment D

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

A dog on-leash means:

- The person is controlling the dog by means of a chain, cord or leash that does not exceed 2 metres in length; or
- The person is controlling the dog by tethering it to a fixed object by means of a chain, cord or leash that does not exceed 2 metres in length.

Effective control means:

- The person is controlling the dog by command and the dog is in close proximity to the person and the person is able to see the dog at all times.

Golf

The playing or practicing the game of golf is not permitted within Park 9.

Unmanned Aerial Vehicles

The flying of unmanned aerial vehicles (including model aircraft, radio-controlled planes and drones) is not permitted within Park 9.

8. PERFORMANCE TARGETS AND MEASURES – AGAINST OBJECTIVES

Performance Targets

The following are the performance targets taken from the management objectives which the City of Adelaide intends to measure:

The preservation of the National Heritage Listing Values for the Adelaide Park Lands and City Layout (with Park 9 as a contributory element).

The provision and maintenance of fit for purpose community recreation and sport facilities and associated landscapes.

Preservation and enhancement of pre and post-settlement cultural significance.

Measurement

These performance targets are subject to funding allocations through the City of Adelaide's annual Integrated Business Plan process.

These performance targets will be reviewed annually through structured reports to the:

- Adelaide Park Lands Authority's Annual Community Forum – which includes an opportunity for feedback on all Park Lands matters from the Authority's Board Members and members of the public
- City of Adelaide's internal cross-divisional Park Lands Coordination Group.

Item 10.1 - Attachment D

Licensed by Copyright Agency. You must not copy this work without permission.

9. PUBLIC USE AND MOVEMENT THROUGH PARK 9

Public use and movement through Park 9 will be maintained. However, access to the playing field may be temporarily restricted during sporting or other events.

10. POLICIES FOR THE GRANTING OF LEASES OR LICENCES

Leases and Licences may be granted only where they support outdoor recreational activity and are in accordance with the *Adelaide Park Lands Leasing and Licensing Policy* and the *Adelaide Park Lands Events Policy.*

Event holders may be granted temporary leases and/or licences.

The areas of Park 9 subject to ongoing leases and licenses are shown on the following aerial photo.

Areas of Park 9 subject to leases and licences

11. CIRCUMSTANCES NOT PROVIDED FOR

This CLMP recognises that not all proposals for the management and enhancement of Park 9 can be foreseen. Any significant change not provided for here should be considered within the broader planning framework provided by the Adelaide Park Lands Management Strategy and considered as an amendment to this CLMP.

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10 Attachment D

Home Buyer's Rate Remission Scheme

ITEM 10.2 13/07/2021
Council

Strategic Alignment - Thriving Communities

Program Contact:
Michelle English, Associate Director, Park Lands, Policy & Sustainability 8203 7687

2021/00084
Public

Approving Officer:
Tom McCready, Acting Director City Shaping

EXECUTIVE SUMMARY

At its meeting on 20 October 2020, Council resolved to develop a framework and eligibility mechanism for a 5-year rate free period for owner-occupiers buying new and off-the-plan dwellings. The Home Buyer's Rate Remission Scheme (the Scheme) has been developed to specifically attract key city workers to live in the city.

Key city workers typically work in healthcare, education, emergency services, hospitality, cleaning, public transport, administration, security and the cultural sector. They are critical to the running of the city but generally earn low to moderate incomes and can live long distances from workplaces resulting in unreasonable commuting times. Currently, a low number of key city workers also live in the city.

This report proposes criteria for admissibility into the scheme for key city workers. The proposed criteria specifically target new and off-the-plan apartments, acknowledging the high vacancy rates and supply pipeline in the city centre. The proposed Scheme offers a financial incentive (via a rate rebate) to transition to home ownership in the city, subject to State Government support through stamp duty concessions or similar.

A formal request to support the Scheme and partner with Council with complementary financial measures, such as stamp duty concessions, will be made to the State Government following Council's approval of the proposed approach.

RECOMMENDATION

THAT COUNCIL

1. Approves the draft Home Buyer's Rate Remission Scheme, allowing eligibility into the Scheme for key city workers buying new and off-the-plan apartments, for the purposes of liaison with the State Government.
2. Notes that a formal request will be made to the State Government, seeking support and complementary measures, subject to Council approval of the draft Home Buyer's Rate Remission Scheme.
3. Authorises the Chief Executive Officer to finalise and implement the Home Buyer's Rate Remission Scheme, subject to the outcome of the City of Adelaide's request to the State Government to provide complementary incentives.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Thriving Communities Vision – Adelaide is the most liveable city in the world. Outcome – Well planned and inclusive population growth (housing affordability is a key factor of liveability).
Policy	Not as a result of this report. However, this scheme inter-relates with the draft Homelessness, Social and Affordable Housing Policy that Council approved for consultation on 13 April 2021.
Consultation	A formal request will be made to the State Government seeking support and complementary measures, subject to Council endorsement.
Resource	Not as a result of this report
Risk / Legal / Legislative	Not as a result of this report
Opportunities	Not as a result of this report
21/22 Budget Allocation	Implementation of the scheme would occur through the Residential Growth Action Plan that is included under the Social and Economic Planning Community Service in the 21/22 Business Plan and Budget. The Net Operating position will be impacted unfavourably by between $200k and $600k.
Proposed 22/23 Budget Allocation	The Net Operating position will be impacted unfavourably by between $200k and $600k per annum for the 5 year period, with the Net Borrowings position being unfavourably impacted on by between $1m and $3m over the 10 year period.
Life of Project, Service, Initiative or (Expectancy of) Asset	Applications can be made for 2 years from commencement of the scheme, with a 5 year rate free period
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	The Scheme is subject to complementary State Government measures

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

Background

1. At its meeting on 13 October 2020, Council resolved:

   That Council:

   1. *Notes the need for more affordable housing in the city;*
   2. *Notes the contribution made by key workers to the city;*
   3. *Notes that Council holds a strategic priority to increase residential growth in the city;*
   4. *Requests that Administration develop a framework aimed at achieving a 5-year rate free period for owner-occupiers who purchase new and off-the-plan dwellings;*
   5. *Requests that Administration develop an eligibility mechanism for admissibility into the remission scheme with an aim at attracting key workers;*
   6. *Implements the scheme subject to complementary measures funded by the State Government;*
   7. *Requests that the State Government waive the 7% foreign acquirer duty (stamp duty surcharge) for all eligible key workers for the duration of the scheme;*
   8. *Requests that the Lord Mayor write to State Government to seek support for the scheme (and waiver) to increase residential growth and encourage further owner-occupiers to the city.*

2. In October and November 2020, workshops were held with Council Members in relation to the proposed Homelessness, Social and Affordable Housing Policy and Attracting Millennials to Live in the City. In both cases a Rate Rebate Scheme was identified as a mechanism to promote affordable housing and encourage residential growth in the city (Social and Affordable Housing Workshop, Link 1 view here and Attracting Millennials to the City Workshop, Link 2 view here)

3. Following on from these workshops, on 13 April 2021, Council approved the draft Homelessness, Social and Affordable Housing Policy ('draft Policy') for targeted stakeholder engagement.

4. The draft Policy clarified this approach further with an action that the 'City of Adelaide will facilitate home ownership for key city workers, who may wish to transition to home ownership, through targeted rebates (subject to State Government support and complementary financial incentives)'.

Learnings from 'Free Rates for Five Years' 2017-2019

5. The City of Adelaide offered a similar rate rebate scheme between 2017/18 and 2018/19 and the learnings from this scheme have informed the approach to developing the new Scheme.

6. A report analysing the results of the former scheme was prepared in February 2020 (Free Rates for Five Years Post Incentive Analysis Report, Link 3 view here). At the time of the report, the scheme had resulted in approximately 100 new households and 215 new city residents. Since then, a further 48 applications have been approved.

7. The full impact of the scheme will not be possible to evaluate for a number of years due to lag times associated with ongoing eligible applications and changes of circumstance of existing recipients.

8. A key learning from the former scheme was that it was most influential to those buying apartments priced between $300,000 and $600,000. This suggests that those in low to moderate incomes groups were influenced by a financial incentive to purchase an apartment in the city.

Proposed Home Buyer's Rate Remission Scheme

9. The proposed Scheme will be targeting key city workers, who are identified as critical to the running of the city and by their nature generally need to attend their workplace in order to work. Given the industries and occupations of key city workers they generally earn low to moderate incomes and can live long distances from the city, resulting in unreasonable commuting times.

10. Within the context of the City of Adelaide key city workers are considered to be more than essential workers, and for the purposes of the Scheme they are defined as a worker in one of the following industries or occupations in the city:

    10.1. Education and childcare - school teachers and childcare workers

    10.2. Health care – midwifery, nursing, health and welfare support workers

    10.3. Emergency services – fire fighters, police, defence and paramedics

    10.4. Hospitality, retail and tourism workers – including waiters, baristas and shop assistants

Licensed by Copyright Agency. You must not copy this work without permission.

10.5. Cleaners and laundry workers

10.6. Bus and rail drivers

10.7. Cultural and creative sector workers – artists and actors

10.8. Administrative workers - including financial and professional services sectors

10.9. Security and prison guards.

11. In order to promote affordable housing, the Scheme is proposed to apply to key city workers that meet income and asset eligibility criteria. For ease of application and alignment of policy these criteria are based on the State Government HomeSeeker SA eligibility criteria for singles.

12. For couples or families, the criteria in the Scheme will be double the singles criteria. Whilst this differs from the HomeSeeker SA couples' criteria this will facilitate more couples and families into the Scheme and thus will boost residential growth and increase demand for a diversity of apartment sizes.

13. Council's resolution of 13 October 2020 sought a Scheme to apply to new and off-the-plan dwellings. In addition, and based on learnings from the former scheme and the draft income and asset criteria, modelling has identified that properties up to $600,000 are likely to be at the upper limit of purchasing power for eligible buyers. For these reasons, the Scheme will apply to new and off-the-plan apartments. This also acknowledges the steady supply of apartments entering the pipeline as well as the impact of Covid-19 resulting in a high rate of vacancies in the city at present.

14. In summary, the Scheme will apply to those key workers who meet the following eligibility criteria:

14.1. Annual income doesn't exceed $85,000 for singles or $170,000 for couples/families

14.2. Any assets don't exceed the set limit $482,500 for singles or $965,000 for couples/families

14.3. Being a natural person, not a representative of a business or family trust

14.4. A contract to purchase a new or off-the-plan apartment has been signed within the eligibility timeframe

14.5. The applicant will occupy the apartment as their primary place of residence within six months of contract settlement

14.6. A Statutory Declaration is signed confirming the above

15. It is recommended that the scheme be offered for a period of 2 years, within which time the purchase contract must be signed, as per the former scheme.

16. The mechanism to enable the Scheme will be via the provision of a discretionary rate rebate under *Section 166(a) of the Local Government Act 1999 (SA)* of their general council rates, to a maximum period of five years. The owner will continue to pay the NRM Levy.

17. The proposed objectives and criteria for the draft Home Buyer's Rate Remission Scheme Operating Guidelines reflect the above commentary and are attached for information (draft Home Buyer's Rate Remissions Scheme Operating Guidelines, Link 4 view here).

Preliminary modelling

18. To understand the potential impacts of the Scheme preliminary modelling has been undertaken using predominantly ABS data. In order to achieve this, assumptions had to be made in the calculations of demand, supply and potential uptake of the scheme as well as to estimate the economic benefits of increased residential population.

19. The modelling is provided in Link 5 view here (Preliminary financial modelling ACC2021/89293) and identifies:

19.1. Foregone rate revenue to Council of approximately $199,000 to $578,000 over five years

19.2. Residential growth of approximately 200-600 additional residents living in the city, which might result in an increase in expenditure in the city of between $732,000 and $2,900,000 annually.

20. Complementing Council's desire to attract millennials to live in the city, it is estimated that just under half of all applicants of the Scheme will be aged between 25 and 40 based on ABS data related to key city workers.

Next steps

21. If Council approves the approach outlined herein, a formal request will be made to the State Government seeking its support and complementary financial measures, such as stamp duty concessions or similar.

22. Following receipt of State Government advice, further consideration of the commencement date of the Scheme will be undertaken.

Licensed by Copyright Agency. You must not copy this work without permission.

DATA AND SUPPORTING INFORMATION

Link 1 - Social and Affordable Housing Workshop
Link 2 – Attracting Millennials to the City Workshop
Link 3 - Free Rates for Five Years Post Incentive Analysis Report
Link 4 - Draft Home Buyer's Rate Remission Scheme Operating Guidelines
Link 5 - Preliminary Financial Modelling

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Golden Wattle Parklet

ITEM 10.3 13/07/2021
Council

Strategic Alignment - Strong Economies

Program Contact:
Stephen Zaluski, Associate Director, Regulatory Services
8203 7641

DA/12/2021
Public

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

EXECUTIVE SUMMARY

Following the impacts of COVID-19 on hospitality businesses, and in particular the effects on attracting visitors to outdoor dining locations, there is growing interest for additional outdoor dining space and the concept of parklets. At its meeting of 9 March 2021, in addition to requesting a review of the Parklet Operating Guidelines, Council supported the progression of the Golden Wattle's application for a parklet in front of their premises in Pirie Street, subject to certain conditions.

This report details the results received from recent stakeholder engagement regarding the loss of parking, and considerations for the parklet identified during the application process.

This report seeks Council's approval for Golden Wattle to occupy the on-street parking spaces for the parklet proposed. Given the significant size & scope of the fixed structure, it is noted that the application also requires approval via the Development Assessment process.

RECOMMENDATION

THAT COUNCIL

1. Notes the local stakeholder consultation results regarding the impact to on-street parking, and the internal referral comments provided through the application process regarding the design of the parklet.
2. Notes the work underway on a broader review of the Parklet Operating Guidelines.
3. Approves the Golden Wattle to occupy on-street parking spaces in Pirie Street for the purposes of a parklet, as detailed in Attachment A to Item 10.3 on the Agenda for the meeting of the Council held on 13 July 2021 and subject to final approval via the Development Application process.
4. Notes fees will be charged in line with existing permit fee schedule.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Strong Economies This report supports Council's desire to assist businesses and encourage economic growth.
Policy	Not as a result of this report
Consultation	Nearby properties to the Golden Wattle were recently consulted regarding the potential loss of parking. The feedback is detailed in this report.
Resource	No additional resources required, however the installation of the parklet as proposed would result in a loss of on-street parking revenue – estimated $11k per annum.
Risk / Legal / Legislative	Not as a result of this report
Opportunities	This presents an opportunity to support businesses in attracting visitors and creating vibrancy in their recovery from COVID-19, and provides a test for future parklets in the City of Adelaide.
21/22 Budget Allocation	Not as a result of this report
Proposed 21/22 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Loss of on-street parking revenue – estimated $11k per annum
Other Funding Sources	Fee to be charged to applicant for use of public space, which will offset the reduced paid parking revenue

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

Background

1. The City of Adelaide implemented a Parklet Program between 2012 and 2016, with a number of parklets installed throughout the City during this time.
2. Since the closure of the Parklet Program in 2016, Administration has continued to receive interest from businesses to install parklets.
3. The Golden Wattle submitted a Development Application for the installation of a parklet located within on-street parking bays on Pirie Street, in January 2021 (DA/12/2021).
4. The volume of requests has increased since COVID-19, partly due to the additional pressure on businesses to achieve appropriate social distancing.
5. At its meeting on 9 March 2021, Council resolved:

   That Council:

   - *Notes the impacts of COVID-19 on the hospitality sector, and the need to increase patronage & activation to support businesses.*
   - *Notes the recent application submitted by The Golden Wattle to install a structure within an on-street parking bay in Pirie Street for outdoor dining.*
   - *Notes Council's Parklet Program has ended; however, Operating Guidelines still exist.*
   - *Supports The Golden Wattle's proposal as a test-case for future applications, and requests administration to progress and report back to Council to seek final approval of the concept including the result of stakeholder feedback on the loss of parking, and relevant design alterations from Administration and the Development Application process.*
   - *Requests Administration review and update the Parklet Operating Guidelines to facilitate businesses applying for new and/or increased outdoor dining space using on-street parking bays.*
   - *Requests a report detailing updated Guidelines be brought to Council for endorsement.*
   - *Following endorsement of reviewed Guidelines:*
     - *Promote & rebrand the opportunity for businesses to apply for outdoor dining within on-street parking bays, to encourage activation and vibrancy.*
   - *Notes any impacts to public infrastructure or use of fixed elements are to be removed and returned to previous condition when no longer operational – at no cost to Council.*
   - *Notes such use of public space should provide for other public value outcomes, such as bike facilities, greening and/or public art displays*.
6. Parklets are located on the road reserve as opposed to the footpath and therefore they do not meet the normal requirements of outdoor dining spaces. Consequently, Council's Outdoor Dining Guidelines cannot be applied to parklet requests.
7. The recently endorsed Temporary Use of Public Space (TUPS) Policy (Link 1 view here) by Council recognises that public space can be used as an economic driver.
8. The use of parklets can support activation and create vibrancy in the City, as well as supporting business economy.
9. Following Council's 9 March 2021 decision, a workshop was held with Council Members on 15 June 2021 to seek feedback on key policy principles for parklets. This feedback has been considered as part of this proposal.
10. It is worth noting Administration has been in proactive conversations with the Golden Wattle, including notification regarding the work being done on the broader review and how this could impact their own concept.

The Golden Wattle's application

11. The application in its current form is not in line with Council's previous Parklet Program, for reasons such as the scope and size of the fixed structure proposed, and the fact Golden Wattle already has outdoor dining.
12. The application has sparked a review of the Guidelines, which it is acknowledged may not be fit-for-purpose in 2021 given the significant changes since 2016.
13. The Golden Wattle's proposal is shown in **Attachment A**.

Licensed by Copyright Agency. You must not copy this work without permission.

14. It is considered to be a high-quality design, with elements of greening and bike facilities.

15. The size and scope of the structure is significant, having an area of approximately 26m^2 which is larger than most previous parklets.

16. The flooring and side elements are proposed to be a fixed structure, whereas the tables, chairs and other items are proposed to be removable.

17. The structure represents a significant financial investment for the business.

18. The Golden Wattle currently has outdoor dining on the Pirie Street footpath. This is proposed to remain, with the parklet providing additional outdoor dining capacity.

19. The existing Liquor Licence is expected to extend into the parklet via a redefinition should an approval and permit be granted (subject to approval from State Government).

20. After hours, it is intended that the furniture within the structure (chairs, tables and cushions for bench style seating) will be removed.

Impact on Parking and Stakeholder Feedback

21. The structure would result in the removal of two on-street parking spaces, and reduce the length of one Loading Zone.

22. The spaces to be removed are currently designated as 30-minute paid parking bays, generating an average of $5.5k income per annum per bay from tickets purchased.

23. Neighbouring businesses were consulted regarding the proposed Golden Wattle parklet and the loss of on-street parking. This occurred by a letter drop, and face-to-face visits from Council's Business Service Representative.

24. Of the 17 businesses consulted, there were no written or verbal objections to the parklet or the loss of on-street parking. Of the 3 written responses received, all were in favour of the proposal.

25. It is worth noting that during this process, one of the businesses contacted for feedback registered an interest in having their own parklet.

Development Assessment process

26. The proposed structure is defined as development in *Section 4 of the Development Act 1993* (Act relevant at time of lodgement) and therefore requires a Development Approval. DA/12/2021 is currently being assessed by Council.

27. There are minimal Development Plan provisions (application lodged prior to implementation of Planning Reforms) relevant to this application, largely due its location in the public realm.

28. A key part of the assessment will focus on ensuring the proposal has minimal impact on the public realm, particularly in terms of infrastructure and traffic.

Traffic, Safety & Council infrastructure

29. As part of the assessment process, the proposal has been viewed internally for expert advice.

30. From a traffic safety perspective and the safety of users, a traffic report is required to ascertain compliance with relevant Australian Standards, particularly relating to road safety.

31. From a Council infrastructure perspective, further exploration is required regarding impact on existing drainage pit and ongoing maintenance.

Fees

32. In line with the recently endorsed TUPS Policy and Permit Fee Model, at a principle level commercial organisations are charged for the use of public space which provides a commercial gain, at a rate based on the amount of space they occupy, and the duration.

33. For activities that provide commercial gain (such as a parklet), the endorsed fee rate is $1.60 per square metre, per day.

34. Fees are also charged for the occupation of on-street parking spaces within the city, as it restricts the community from accessing on-street parking, and in the case of paid parking, impacts Council's revenue.

35. Based on the approved Permit Fee Model and in recognition of Council's progression of this *'as a test-case for future applications'*, an initial fee of $15,184 for 12 months will be applied.

    35.1 Business Activation Permit Fee Rate of $1.60 per day x 365 days x 26m^2: $15,184.

Licensed by Copyright Agency. You must not copy this work without permission.

36. While this fee offsets the estimated loss of revenue for the two on-street parking bays in Pirie Street ($11k per annum), it is noted that future approaches to parklet fees may alter and include parking impacts or lost revenue as an additional, tiered component to the business activity permit fee rate.
37. Should the Golden Wattle wish to continue their parklet beyond the 12-month permit issued, the fee will be reviewed accordingly.
38. If final designs change which alter the size (26m^2), scope or location, the fee will be reviewed accordingly, however will remain consistent with the principles described above.
39. As part of their permit, the Golden Wattle will be granted exclusive use of the parklet during opening hours.

Next Steps

40. Progress the Golden Wattle's proposal as a test-case for future applications.
41. Grant Golden Wattle the permission to occupy the on-street parking spaces on Pirie Street.
42. Issue a 12-month permit, subject to the fees outlined within this report.
43. Separately to this, the Golden Wattle will progress their Development Application for a fixed structure.

DATA AND SUPPORTING INFORMATION

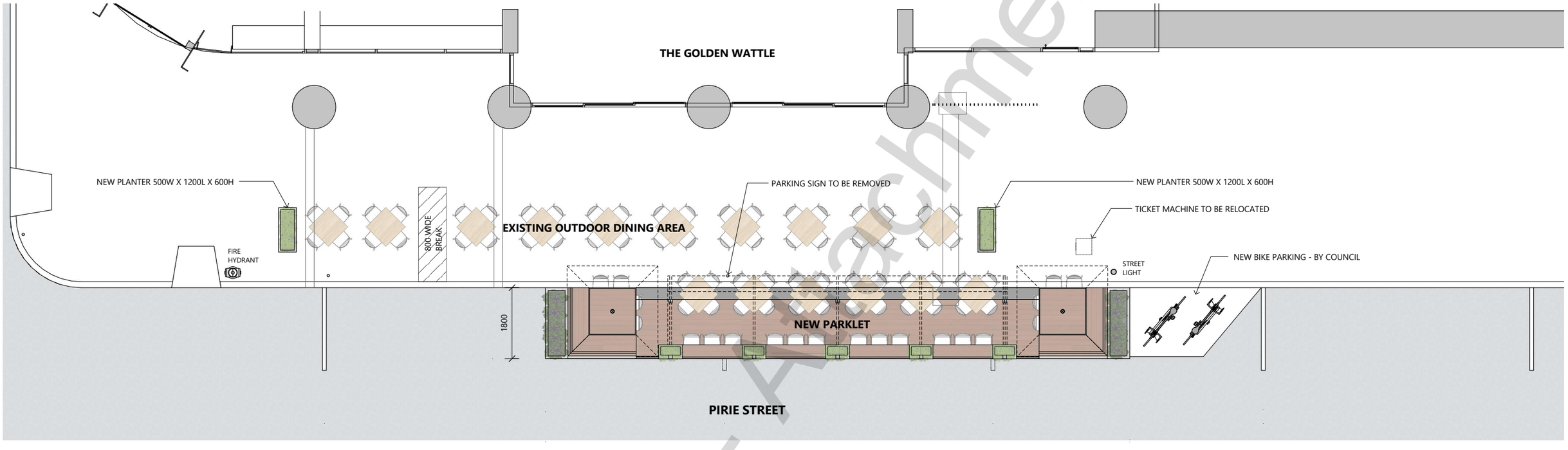
Link 1 - Temporary Use of Public Space (TUPS) Policy

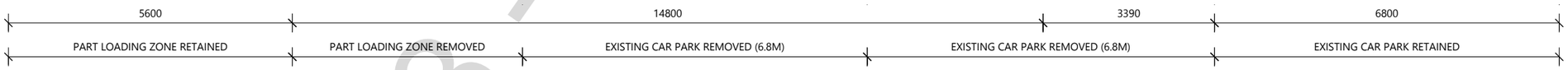
ATTACHMENTS

Attachment A – Development Application DA/12/2021

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.





FOR APPROVAL
NOT FOR CONSTRUCTION

TECT PROJECTS
139 KING WILLIAM ROAD UNLEY SA 5061
ABN 74 140 155 143 I TECTPROJECTS.COM

CLIENT
BLACK WHITE BLACK & WHITE

PROJECT
THE GOLDEN WATTLE
PROPOSED PARKLET
110 PIRIE STREET
ADELAIDE 5000

DRAWING TITLE
SITE PLAN

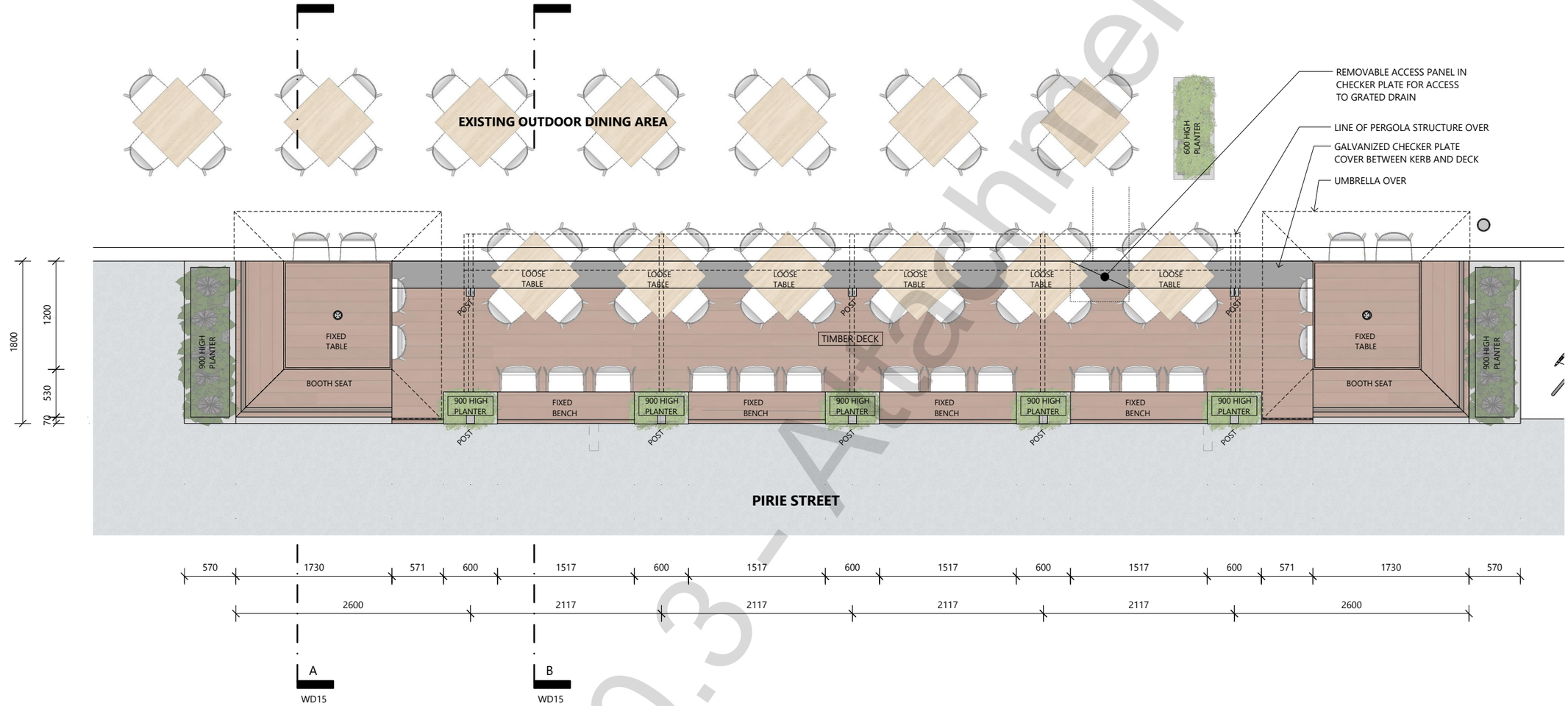
AMENDMENTS

REV	DATE	DESCRIPTION	DRW	CHK
P1	10/12/20	PRELIMINARY	PC	PC
P2	21/12/20	ISSUED FOR APPROVAL	PC	PC

PROJECT NO. **19014**
DRAWING NO. **WD00**
REVISION **P1**

Attachment A
Item 10.3 - P

Licensed by Copyright Agency. You must not copy this work without permission.



FLOOR PLAN
1:50 @ A3

0 .5 1 2.5m

Item 10.3 - Attachment A

FOR APPROVAL
NOT FOR CONSTRUCTION

TECT PROJECTS
139 KING WILLIAM ROAD UNLEY SA 5061
ABN 74 140 155 143 I TECTPROJECTS.COM

CLIENT
BLACK WHITE BLACK & WHITE

PROJECT
THE GOLDEN WATTLE PROPOSED PARKLET
110 PIRIE STREET
ADELAIDE 5000

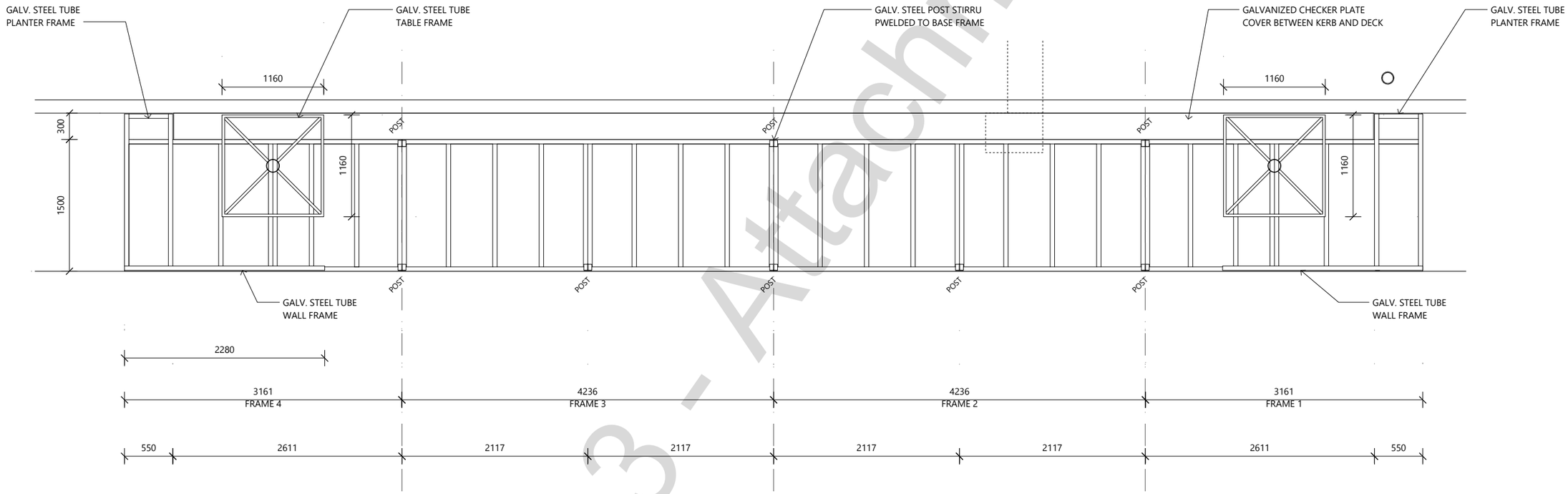
DRAWING TITLE
FLOOR PLAN

AMENDMENTS

REV	DATE	DESCRIPTION	DRW	CHK
P1	10/12/20	PRELIMINARY	PC	PC
P2	21/12/20	ISSUED FOR APPROVAL	PC	PC

PROJECT NO.	DRAWING NO.	REVISION
19014	**WD01**	**P1**

Licensed by Copyright Agency. You must not copy this work without permission.



N

FLOOR FRAMING PLAN

1:50 @ A3

0 .5 1 2.5m

Item 10.3 - Attachment A

FOR APPROVAL

NOT FOR CONSTRUCTION

TECT PROJECTS
139 KING WILLIAM ROAD UNLEY SA 5061
ABN 74 140 155 143 I TECTPROJECTS.COM

CLIENT
BLACK WHITE BLACK & WHITE

PROJECT
THE GOLDEN WATTLE
PROPOSED PARKLET
110 PIRIE STREET
ADELAIDE 5000

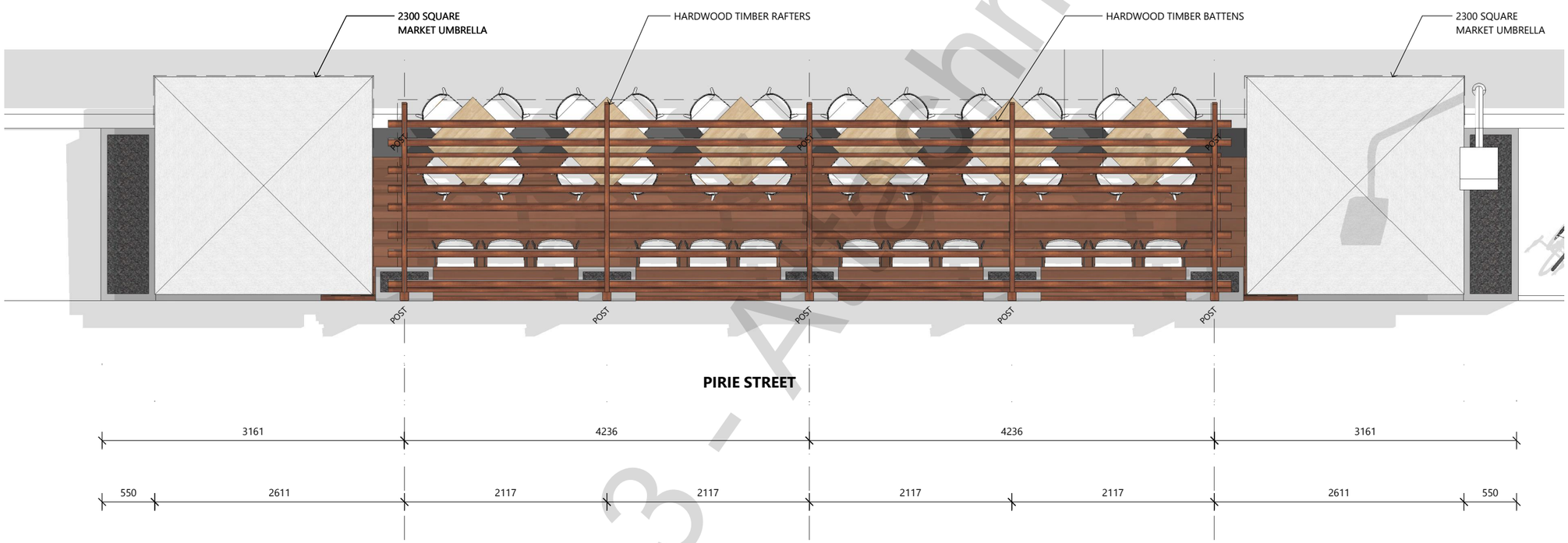
DRAWING TITLE
FLOOR FRAMING PLAN

AMENDMENTS

REV	DATE	DESCRIPTION	DRW	CHK
P1	10/12/20	PRELIMINARY	PC	PC
P2	21/12/20	ISSUED FOR APPROVAL	PC	PC

PROJECT NO.	DRAWING NO.	REVISION
19014	WD03	P1

Licensed by Copyright Agency. You must not copy this work without permission.



N

ROOF PLAN
1:50 @ A3

0 .5 1 2.5m

FOR APPROVAL
NOT FOR CONSTRUCTION

TECT PROJECTS
139 KING WILLIAM ROAD UNLEY SA 5061
ABN 74 140 155 143 I TECTPROJECTS.COM

CLIENT	PROJECT	DRAWING TITLE	PROJECT NO.	DRAWING NO.	REVISION
BLACK WHITE BLACK & WHITE	**THE GOLDEN WATTLE PROPOSED PARKLET** **110 PIRIE STREET** **ADELAIDE 5000**	**ROOF PLAN**	**19014**	**WD04**	**P1**

AMENDMENTS

REV	DATE	DESCRIPTION	DRW	CHK
P1	10/12/20	PRELIMINARY	PC	PC
P2	21/12/20	ISSUED FOR APPROVAL	PC	PC

Item 10.3 - Attachment A

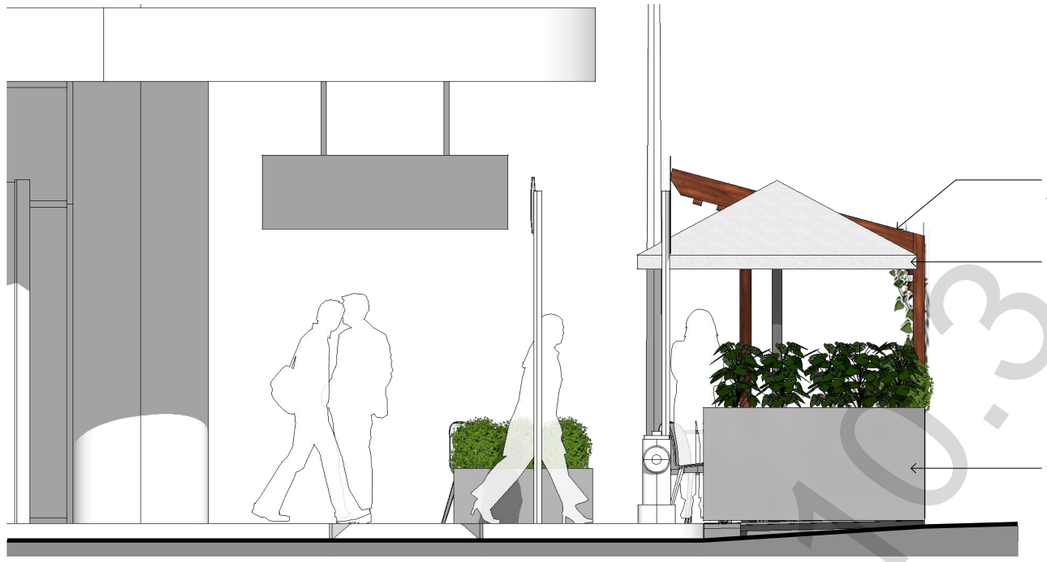
Licensed by Copyright Agency. You must not copy this work without permission.

NORTH ELEVATION
1:50 @ A3
0 .5 1 2.5m

HARDWOOD RAIL
BALUSTRADE

900 HIGH PLANTER BOX
PAINTED RENDER SKIM COAT FINISH

900 HIGH WALL
PAINTED RENDER SKIM COAT FINISH



HARDWOOD PERGOLA STRUCTURE
TO ENGINEERS DETAILS

MARKET UMBRELLA

900 HIGH PLANTER BOX
PAINTED RENDER SKIM COAT FINISH

WEST ELEVATION
1:50 @ A3
0 .5 1 2.5m

FOR APPROVAL
NOT FOR CONSTRUCTION

TECT PROJECTS
139 KING WILLIAM ROAD UNLEY SA 5061
ABN 74 140 155 143 I TECTPROJECTS.COM

CLIENT
BLACK WHITE BLACK & WHITE

PROJECT
THE GOLDEN WATTLE
PROPOSED PARKLET
110 PIRIE STREET
ADELAIDE 5000

DRAWING TITLE
ELEVATIONS

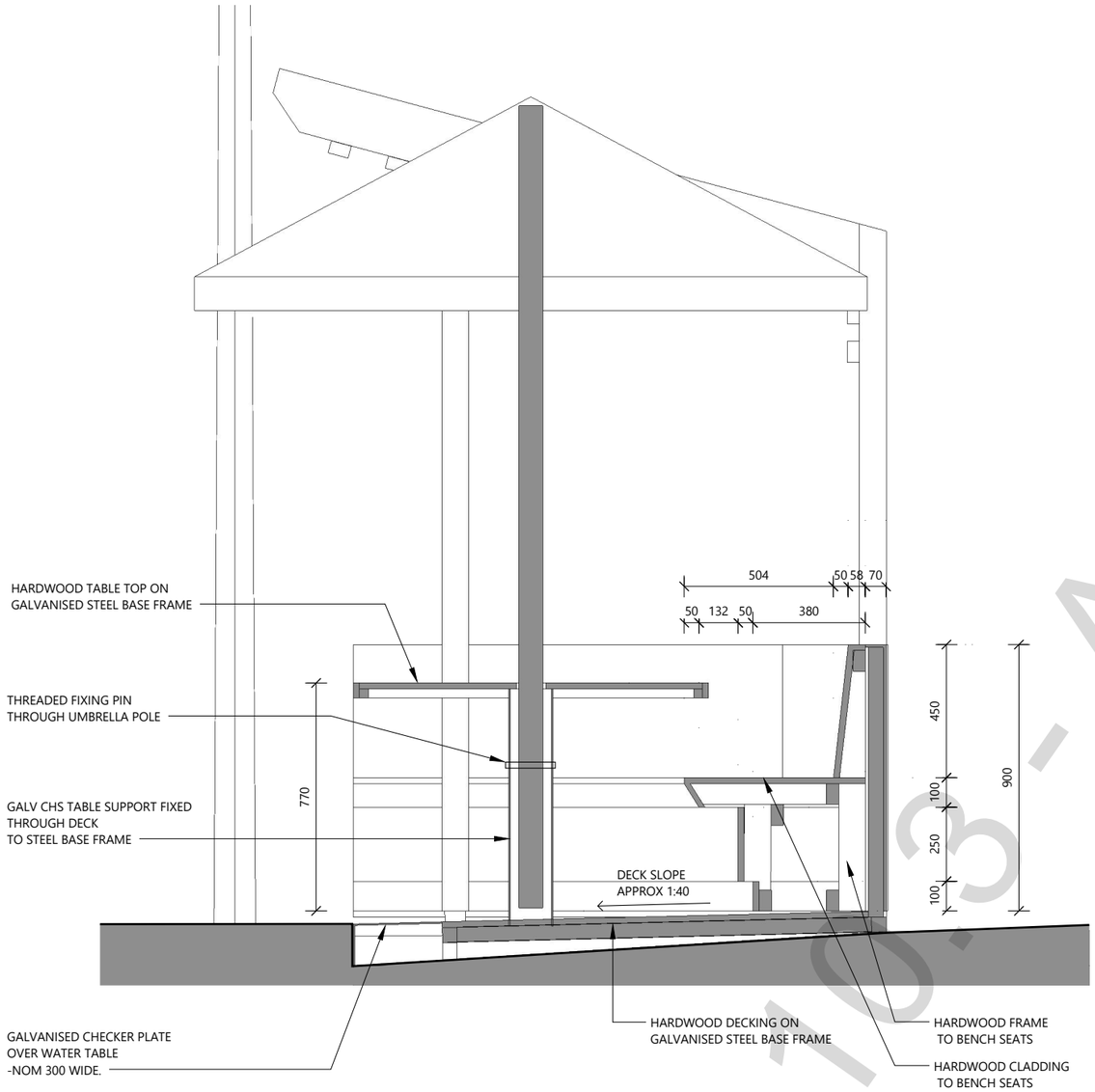
AMENDMENTS

REV	DATE	DESCRIPTION	DRW	CHK
P1	10/12/20	PRELIMINARY	PC	PC
P2	21/12/20	ISSUED FOR APPROVAL	PC	PC

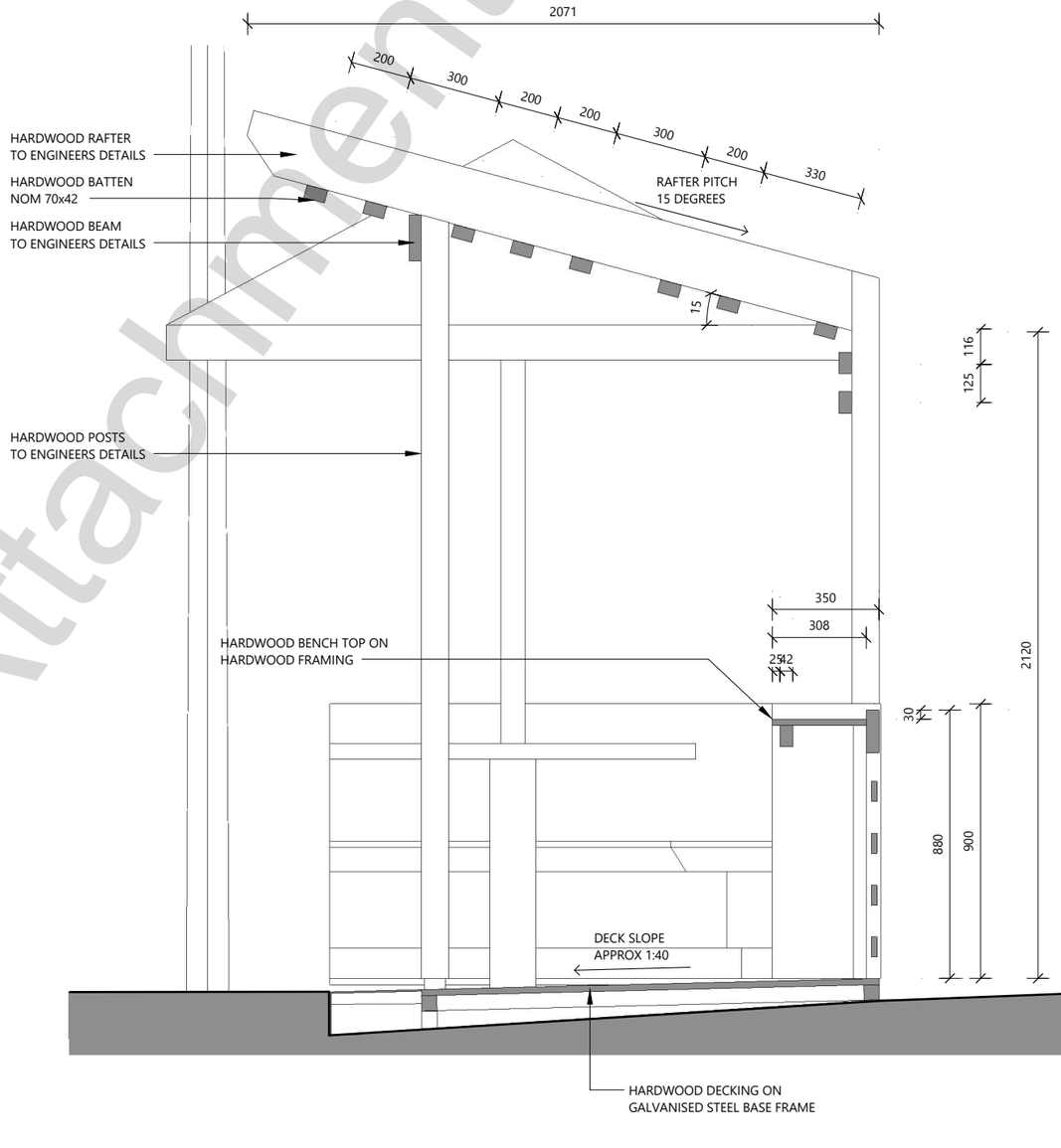
PROJECT NO. **19014**
DRAWING NO. **WD10**
REVISION **P1**

Item 10.3 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.



SECTION A
1:20 @ A3 0 100 500 1000mm



SECTION B
1:20 @ A3 0 100 500 1000mm

FOR APPROVAL
NOT FOR CONSTRUCTION

TECT PROJECTS
139 KING WILLIAM ROAD UNLEY SA 5061
ABN 74 140 155 143 I TECTPROJECTS.COM

CLIENT
BLACK WHITE BLACK & WHITE

PROJECT
THE GOLDEN WATTLE
PROPOSED PARKLET
110 PIRIE STREET
ADELAIDE 5000

DRAWING TITLE
SECTIONS

AMENDMENTS

REV	DATE	DESCRIPTION	DRW	CHK
P1	10/12/20	PRELIMINARY	PC	PC
P2	21/12/20	ISSUED FOR APPROVAL	PC	PC

PROJECT NO.	DRAWING NO.	REVISION
19014	**WD15**	**P1**

Item 19.3 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

FOR APPROVAL
NOT FOR CONSTRUCTION

TECT PROJECTS
139 KING WILLIAM ROAD UNLEY SA 5061
ABN 74 140 155 143 I TECTPROJECTS.COM

CLIENT
BLACK WHITE BLACK & WHITE

PROJECT
THE GOLDEN WATTLE
PROPOSED PARKLET
110 PIRIE STREET
ADELAIDE 5000

DRAWING TITLE
PERSPECTIVE VIEWS

AMENDMENTS

REV	DATE	DESCRIPTION	DRW	CHK
P1	10/12/20	PRELIMINARY	PC	PC
P2	21/12/20	ISSUED FOR APPROVAL	PC	PC

PROJECT NO.	DRAWING NO.	REVISION
19014	**WD50**	**P1**

Item 11.3 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

AEDA Advisory Committee Terms of Reference

ITEM 10.4 13/07/2021
Council

Strategic Alignment - Strong Economies

Program Contact:
Ian Hill, Managing Director AEDA, 8203 7249

2021/01016
Public

Approving Officer:
Clare Mockler, Acting Chief Executive Officer

EXECUTIVE SUMMARY

The Adelaide Economic Development Agency (AEDA) has been established as a subsidiary of the City of Adelaide under Section 42 of the *Local Government Act 1999* (SA). The AEDA Charter (the Charter) was gazetted on 14 January 2021 and AEDA formally commenced on 18 January 2021.

Clause 38.2 of the Charter states that an Advisory Committee will be established for enquiring into and reporting on any matter within the Agency's functions and powers. Clause 38.2.2 of the Charter states that the Terms of Reference for the Advisory Committee will be approved by Council.

The Terms of Reference for the AEDA Advisory Committee have been prepared following externally facilitated consultation workshops with nominated city stakeholders who had previously participated in consultation to develop the Charter for the city-wide business model.

RECOMMENDATION

THAT COUNCIL

1. Notes the report *Stakeholder Engagement AEDA Advisory Committee Terms of Reference & Membership* as per Attachment A to Item 10.4 on the Agenda for the meeting of the Council held on 13 July 2021.
2. Approves the Terms of Reference for the Adelaide Economic Development Agency Advisory Committee as per Attachment B to Item 10.4 on the Agenda for the meeting of the Council held on 13 July 2021.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Strong Economies
Policy	Clause 38.2 of the AEDA Charter states that the Agency will establish an Advisory Committee.
Consultation	Online and face face-to -face facilitated workshops with 22 city stakeholders. Invitations to participate were sent to 66 city stakeholders who had previously participated in consultation to develop the Charter for the city city-wide business model.
Resource	Secretariat support for the Advisory Committee will be provided from existing resources in the Adelaide Economic Development Agency.
Risk / Legal / Legislative	The establishment of the Advisory Committee is a requirement under the AEDA Charter.
Opportunities	Not as a result of this report
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. The Adelaide Economic Development Agency (AEDA) has been established as a subsidiary of the City of Adelaide under Section 42 of the *Local Government Act 1999* (SA). The AEDA Charter (the Charter) was gazetted on 14 January 2021 and AEDA formally commenced on 18 January 2021.

2. Clause 38.2 of the Charter states that:

   "The Agency will establish an Advisory Committee for enquiring into and reporting to the Agency on any matter within the Agency's functions and powers, including to provide a formal mechanism for city businesses, mainstreets, precincts and other stakeholders to provide advice to the Board and;

   38.2.1 The membership of the Advisory Committee will be established by the Committee's Terms of Reference.

   38.2.2 The Terms of Reference of the Advisory Committee will be approved by the Council.

   38.2.3 The Advisory Committee will determine its representative Board Member outlined at Clause 16.1.2 of this Charter by an ordinary resolution once every twelve months."

3. To inform the development of the Terms of Reference for the Adelaide Economic Development Agency Advisory Committee (the Advisory Committee), an independent facilitator, Kylie Fergusen, was engaged to design and facilitate online and face to face workshops that were held on 12 and 13 May 2021. City stakeholders who had previously participated in the consultation sessions held in July 2020 that informed the development of the AEDA Charter were invited to participate in the Advisory Committee workshops.

4. From the 66 invitees, 22 city stakeholders participated in these workshops. Participants represented diverse interests and sectors including small business ownership, advocacy, peak industry groups, tourism/culture/ arts, property and retailing.

5. The format of the workshops included small group discussions, open and closed ended questions and anonymous voting via Mentimetre.

6. Participants in the workshops had the opportunity to discuss and inform a range of elements for inclusion in the Terms of Reference, specifically:

   6.1. Purpose of the Advisory Committee

   6.2. Conflict of Interest

   6.3. Administration of the Advisory Committee

   6.4. Election of Chair

   6.5. Term of Chair

   6.6. Frequency of meetings

   6.7. Duration of meetings

   6.8. Size of the Advisory Committee

   6.9. Quorum and

   6.10. Membership / composition of the Advisory Committee.

7. The *Report on Stakeholder Engagement AEDA Advisory Committee Terms of Reference & Membership* (**Attachment A**) prepared by the independent facilitator was informed by the workshop feedback, AEDA Charter and best practice governance.

8. The Terms of Reference for the Advisory Committee (**Attachment B**) have been prepared noting the outcomes of the consultation workshops and feedback provided by Council Members during the Committee workshop on 15 June 2021.

9. It is proposed that one of the members of the Advisory Committee will be a representative from the collective of the Precinct Groups within the City of Adelaide. This Precinct representative can be determined by a decision of the Precinct Group Chairs.

10. Subject to Council approving the Terms of Reference for the Advisory Committee the following actions will be undertaken.

    10.1. A request will be made to the Chairs of the Precinct Groups within the City of Adelaide to determine a representative of the Precinct Group collective and advise the term of office of this representative.

Licensed by Copyright Agency. You must not copy this work without permission.

10.2. Expressions of interest will be sought for a total of six positions on the Advisory Committee. Following closure of the expression of interest, the selection process will be undertaken by the assessment panel and the AEDA Board will approve the membership and appointment of Advisory Committee members.

ATTACHMENTS

Attachment A – Report on Stakeholder Engagement AEDA Advisory Committee Terms of Reference & Membership

Attachment B – Terms of Reference for the Adelaide Economic Development Agency Advisory Committee

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.4 - Attachment A

REPORT ON STAKEHOLDER ENGAGEMENT
AEDA ADVISORY COMMITTEE
TERMS OF REFERENCE + MEMBERSHIP

PREPARED FOR AEDA
KYLIE FERGUSEN JUNE 2021

Licensed by Copyright Agency. You must not copy this work without permission.

1 EXECUTIVE SUMMARY 2
2 ENGAGEMENT OBJECTIVES AND APPROACH 3
3 PURPOSE 5
4 COMMENCEMENT OF THE ADVISORY COMMITTEE 5
5 CONFLICT OF INTEREST 5
6 ADMINISTRATION 6
7 FREQUENCY OF MEETINGS 6
8 DURATION OF MEETINGS 7
9 WHEN SHOULD MEETINGS BE HELD? 7
10 HOW LONG SHOULD THE TERM OF THE CHAIR BE? 8
11 HOW SHOULD THE CHAIR BE NOMINATED? 9
12 HOW MANY PEOPLE SHOULD SIT ON THE ADVISORY COMMITTEE? 9
13 QUORUM 10
14 REMUNERATION 10
15 ADVISORY COMMITTEE MEMBERSHIP 10
16 RECOMMENDATION – AEDA ADVISORY COMMITTEE MEMBERSHIP FRAMEWORK 17
17 APPENDIX # 1 LIST OF PARTICIPANTS 18

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

1 EXECUTIVE SUMMARY

Background

The City of Adelaide 2020-2024 Strategic Plan specifically calls out the implementation of a city wide business model. On 6 October 2020 Council endorsed the establishment of the Adelaide Economic Development Agency (AEDA)with its framework described in the AEDA Charter, gazetted on January 18th 2021.

As a new City of Adelaide subsidiary under Section 42 of the Local Government Act 1999, AEDA's role is to drive the economic growth of the city through attracting investment and supporting business, residents, visitors, events, festivals and student growth. AEDA's will set the strategic direction for delivering a range of initiatives to improve economic outcomes and a new growth agenda for the City of Adelaide.

As part of the establishment of AEDA, Council also sought the establishment of an Advisory Committee with a member of this Committee to be a member on the AEDA Board. To inform the establishment of the Advisory Committee Terms of Reference (TOR) and membership using co design principles that values input from diverse stakeholders, AEDA engaged an independent facilitator (Kylie Fergusen) to design and facilitate a series of workshops, and to recommend a draft TOR which establishes duties, responsibilities, membership and other governance arrangements for consideration by Adelaide City Council. The recommended TOR and membership is informed by the the 22 workshop participants, the AEDA Charter, and also best practice governance. Once endorsed, the AEDA Advisory Committee is to be established.

Workshop Feedback summary

The first part of the workshop discussion was about the key elements that comprises a Terms of Reference – Election of Chair, the term of Chair, frequency and duration of meetings, size of the Advisory Committee and Quorum. In respect of these elements, there was generally majority views from the participants.

The second part of the workshop discussion was about the makeup of the Advisory Committee and associated selection criteria. There was diversity amongst views about this element which was expected given the diversity of participants. Diverse responses were received in relation to whether representation should:

- Be place based rather than City Wide (ie precinct or region),
- Be sector based
- Be from key peaks/associations
- Provde a voice for small business
- Include First Australian's voice
- Include representation from arts and culture
- Include representation from youth.

Notwithstanding these diverse views, there was however a majority view that Advisory Committee Members:

- Should demonstrate high levels of professionalism, knowledge and connectedness across the business communities

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

- Each Advisory Committee Member should have knowledge/experience across a number of sectors/disciplines
- Should be a conduit for information and enquiry both up to the Board, and out to the business community, and
- They should demonstrate an innovative and positive approach.

This report describes:

- Summary results and analysis of each TOR element that participants were asked to provide feedback on, highlighting the level of diversity/consistency in responses
- Summary results and analysis of discussion relating to Advisory Committee makeup, and
- Recommendations, informed by the participant feedback, the AEDA Charter, and best practice governance.

2 ENGAGEMENT OBJECTIVES AND APPROACH

2.1 Objectives

The objective of the engagement was to provide meaningful and accessible opportunities through a co creation approach to input into the Committee's Terms of Reference (TOR), and Advisory Committee membership considerations. The engagement provided participants the opportunity to discuss and inform a range of potential elements for inclusion in the Terms of Reference, specifically:

- Purpose of the Advisory Committee
- Conflict of Interest
- Administration of the Advisory Committee
- Election of Chair
- Term of Chair
- Frequency of meetings
- Duration of meetings
- Size of Committee
- Quorum
- Membership on the Committee

2.2 Engagement Approach

The engagement approach was strong facilitation nurtured discussion around these TOR elements as a starting point to identify commonality and diversity in responses. The alternative – a "blank canvass" approach which invited discussion about any element that participants deemed important to consider in a TOR was not deemed an appropriate engagement technique. This is because there were a large number of TOR elements to work through, a narrow 2 hour time frame for each workshop; and unknown number of participants.

Techniques included small group discussions, open and closed ended questions, and anonymous voting. Mentimetre – an engaging online tool where participants could vote using their mobile phones and instantly see results on the screen in front of them highlighting convergency and diversity in views relating to each TOR element was also used.

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

2.3 Workshop Participants

In May 2021, AEDA invited 66 city stakeholders via email to participate in an engagement process that would inform the establishment of an AEDA Advisory Committee. These stakeholders had also been invited to participate in earlier engagement about the City Wide Model in 2020.

22 participants in total attended one of three forums held on:

- Wednesday May 12th 1pm (online,
- 6pm (face to face); and
- Thursday May 13th 6pm (face to face).

Participants represented diverse interests and sectors including small business ownership, culture and arts, advocacy and peak groups, tourism, property and retailing. It is noted that this is a small number of participants in relation to number of stakeholders invited to participate.

Appendix A details participant list.

.

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

The following discussion describes the key points raised in the workshops influencing each of the main elements of the AEDA Advisory Committee Terms of Reference, and the associated recommendation.

3 PURPOSE

3.1 Discussion

The Purpose was presented as a fact, as it is established in AEDA's Charter.

There was discussion that communication should be two way, and that the AEDA Board could request information from the Advisory Committee pertaining to an issue being discussed at Board; or the Advisory Committee could choose to discuss an issue deemed of relevance, and seek to report back to the Board.

The Australian Institute of Company Directors (AICD) suggests that an Advisory Committee's purpose may also include:

- The supply of high quality objective advice to support the main board's decision-making
- Give fresh insights and thinking on emerging or unfamiliar issues
- Respond to ideas from management, and
- Provide an understanding of the business, market and industry trends.

3.2 Recommendation

Enquiry into, and report to the Agency, any matter within Adelaide Economic Development Agency's function and powers. This may include, as requested by Board or as offered by the Advisory Committee, the supply of high quality objective information to support the Board's decision making and provide an understanding of the business, market and industry trends.

4 COMMENCEMENT OF THE ADVISORY COMMITTEE

4.1 Discussion

There was no discussion on this point, the commencement was presented as a fact.

4.2 Recommendation

The Terms of Reference is effective following the implementation of the Advisory Committee. This will occur following the endorsement of the TOR by Adelaide City Council.

5 CONFLICT OF INTEREST

5.1 Discussion

The Conflict of Interest was presented as a fact, and discussion was in support of the necessity of its inclusion in the Terms of Interest. One person queried the varying kinds of conflict of interest, and it was noted that for the purposes of the Advisory Committee which is not bound by the same legislation as (for example) Local Government, the key issue is simply that there is a perceived or actual conflict and that it must be declared.

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

5.2 Recommendation

Advisory Committee Members must declare all conflicts of interest. Any actual or perceived conflicts of interest must be recorded in the minutes.

6 ADMINISTRATION

6.1 Discussion

The nature of administrative support provided by AEDA was explained as being limited to minutes, agendas and meeting support. The provision of Administrative support was presented as a fact and there was no discussion.

6.2 Recommendation

Administrative support will be provided by the Adelaide Economic Development Agency.

7 FREQUENCY OF MEETINGS

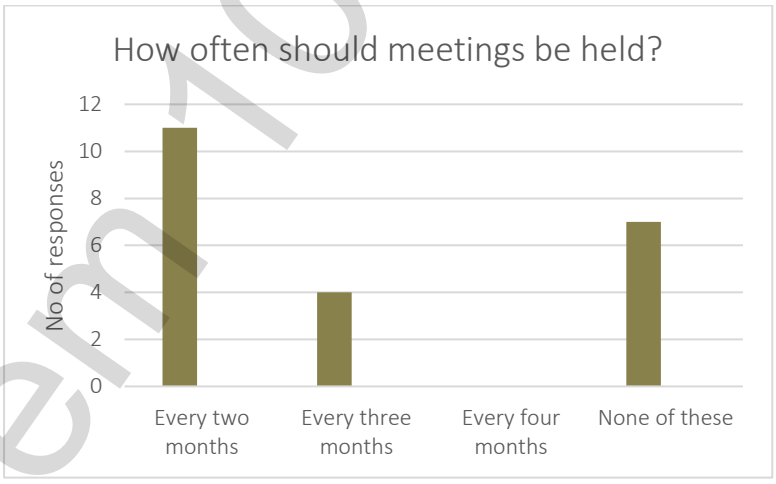
7.1 Discussion

The majority of people (11 persons) suggested meetings should be held every 2 months. 7 people responded with "none of these". Their alternative idea was that meetings should be held at the same frequency as the AEDA Board meetings. It was felt that this would enable a practical and timely approach to addressing requests for further input from the Advisory Committee on a particular issue.

Whilst not raised by participants in the workshops, there are other issues pertaining to sound governance.

- The chosen frequency of meetings should be informed by the ability for AEDA to resource them with administrative support.
- It is noted that Advisory Committee members are not renumerated, and that their input into Board considerations is presented as information, not direction, is another matter.
- Additionally, notwithstanding the frequency of the Advisory Committee meetings, the Advisory Committee is represented through its position on the AEDA Board, which enables its voice to be heard as frequently as the Board meets.

Feedback from the 22 workshop participants



Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

7.2 Recommendation

The frequency of the Advisory Committee will be every three months.

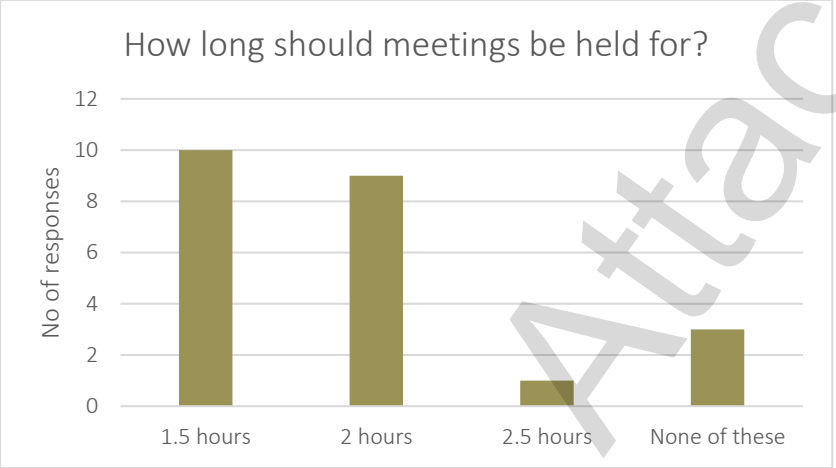
8 DURATION OF MEETINGS

8.1 Discussion

The majority of respondents (10) agreed with 1.5 hours, with an almost equal amount agreeing with 2 hours.

Alternative suggestions was that it should not be stipulated in the Terms of Agreement. There was discussion around this, with some people acknowledging that unless it is stipulated, some people may not feel willing to commit to an Advisory Committee that may go on for hours each time. Others suggested that keeping the Committee to a reasonable timeframe was the role of the Chair.

Feedback from the 22 workshop participants



8.2 Recommendation

The duration of the Advisory Committee meetings will be 1.5 hours, unless there is unanimous agreement by all Committee members in attendance at each meeting to extend the timeline for that meeting alone.

9 WHEN SHOULD MEETINGS BE HELD?

9.1 Discussion

The majority (13) people agreed with a combination of business hours and after hours. If the Advisory Committee is to attract diversity in participants, it would seem logical that there will be a diversity in people's time availability.

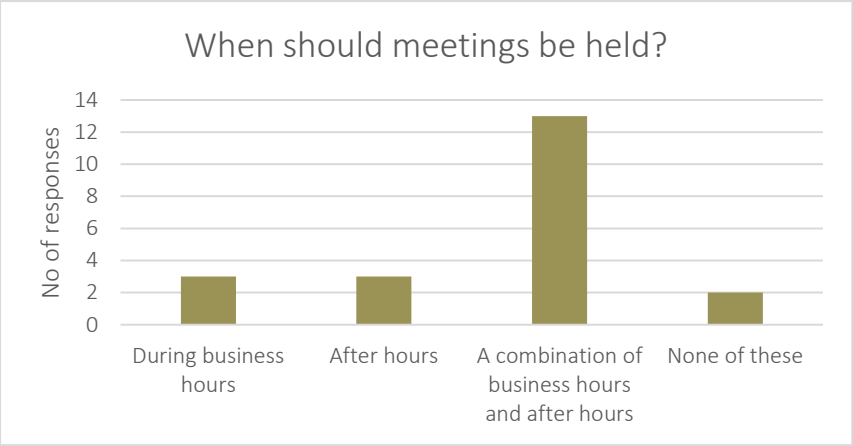
This engagement process highlighted that diversity – there was roughly an even split between attendance numbers in the evening, and during the day.

Alternative suggestions were that this should not be specified in a Terms of Reference and should be decided by the Committee. Others suggested that it makes sense to provide clear direction in the Terms of Reference and leave the Advisory Committee agenda to other more significant issues.

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Feedback from the 22 workshop participants



9.2 Recommendation

The Advisory Committee will establish a forward calendar of meetings that schedule meetings during both business hours as well as after hours.

10 HOW LONG SHOULD THE TERM OF THE CHAIR BE?

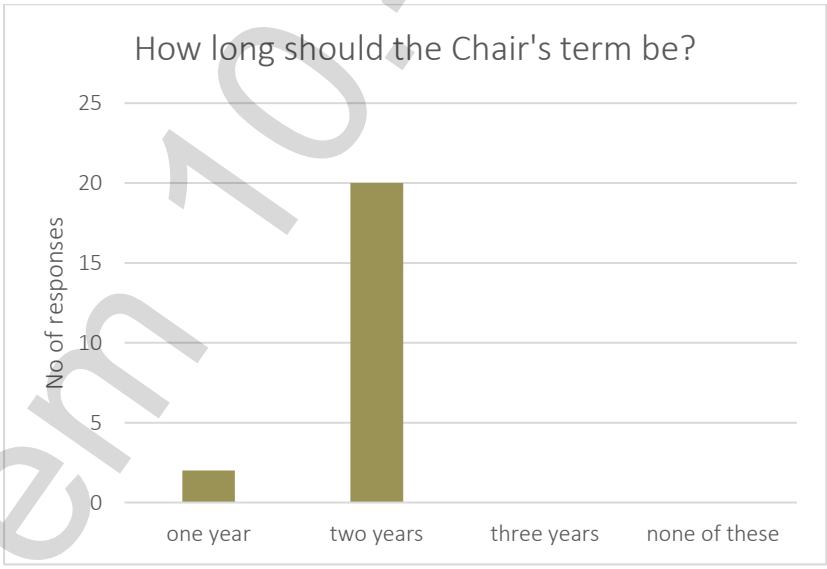
10.1 Discussion

The majority (20) of people agreed that the Term should be two years. Discussion centred on the need for the Committee/Chair to take time to build trust, understanding and respect. There was also an acknowledgement that this was a new Committee, which would also need time to find its feet.

Notwithstanding this view, it is noted that the AEDA Charter details that "the Advisory Committee will determine its representative Board Member outlined at Clause 16.1.2 of this Charter by an ordinary resolution once every twelve months".

In the event that the Advisory Committee determines that its Chair should be its representative on the AEDA Board, it would logically follow therefore that the Chair's Term should be 12 months.

Feedback from the 22 workshop participants



Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Recommendation

The Chair's Term is for one year, at which point new nominations and election for a new Chair will take place. The Chair can carry on for additional terms if elected to do so.

11 HOW SHOULD THE CHAIR BE NOMINATED?

11.1 Discussion

The majority (10) of participant's either agreed or strongly agreed with the statement that the Advisory Committee will seek nominations for Chair from its own members.

Some of those that that strongly agreed or did not respond provided an alternative to this approach to nominating a Chair was that:

- The AEDA Board should select the Chair
- The CEO should have a view
- That this decision should wait until after the Advisory Committee had been formed, and
- A Board appointed Chair may lead to a perception that the Advisory Committee is a voice of the AEDA Board.

11.2 Recommendation

The Advisory Committee will seek nominations for Chair from its own members.

12 HOW MANY PEOPLE SHOULD SIT ON THE ADVISORY COMMITTEE?

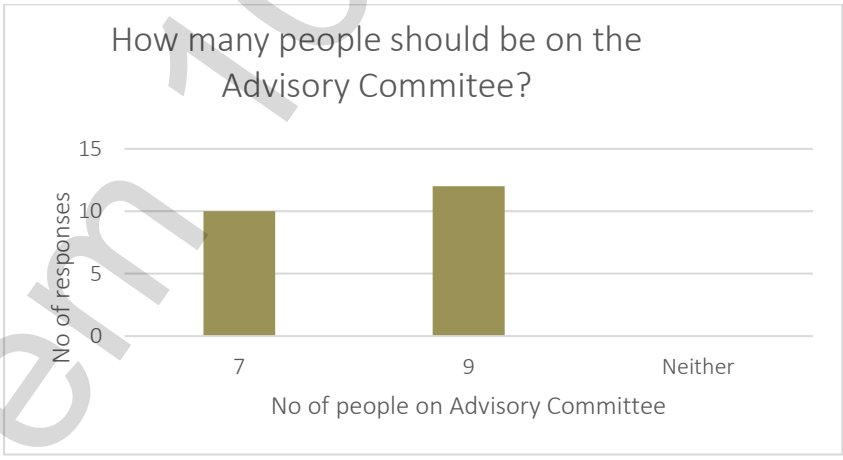
12.1 Discussion

There was discussion that best practice would suggest that between 7 – 9 people should sit on the Advisory Committee, and that it should be an odd number to assist with decision making.

It was noted that timeliness and efficiency in Advisory Committee discussions is more challenged the higher the number of members on the Committee.9 members is the upper end of best practice.

There was an almost even split between 7 and 9 people, with the slight majority (12 people) favouring 9. This is the same number as the AEDA Board.

Feedback from the 22 workshop participants



Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

12.2 Recommendation

The Advisory Committee will consist of 7 members.

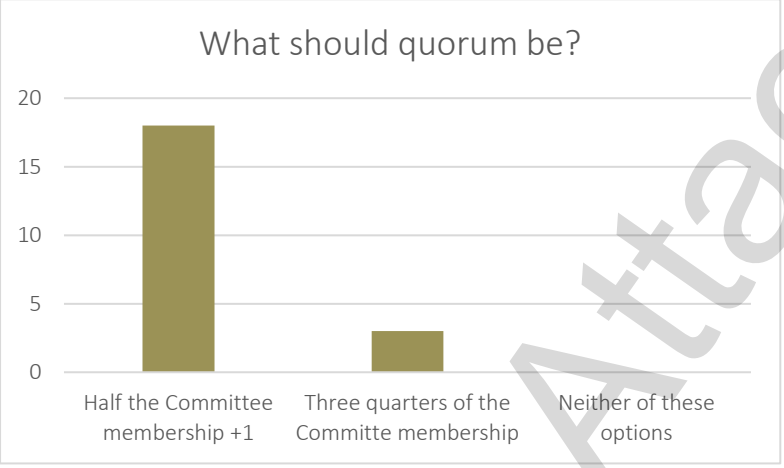
13 QUORUM

13.1 Discussion

A large majority of responses (17 people) agreed that quorum should be half the committee membership +1 (rounded up).

4 people preferred quorum to be three quarters of the committee membership, one person commented that this would give greater confidence that decisions or recommendations represented the large majority of the committee.

Feedback from the 22 workshop participants



13.2 Recommendation

Quorum will be half of the membership plus one, rounded to the next whole number.

14 REMUNERATION

14.1 Discussion

There was no discussion on this point, the commencement was presented as a fact.

14.2 Recommendation

Membership of the AEDA Advisory Committee is voluntary. There is no remuneration.

15 ADVISORY COMMITTEE MEMBERSHIP

Participants expressed diverse views in relation to the membership of the Advisory Committee.

Set against the diversity of views of the 22 workshop participants, composition consideration should also be informed by best practice approaches. The Australian Institute of Company Directors (AICD) notes that Advisory Committees bring specialist skills, experience, knowledge or business networks, diverse stakeholder perceptions (AICD Director's Tools – Advisory Boards/Governance Relations).

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

The AICD further notes that when considering setting up an advisory board, an organisation should understand the issues on which the advisory board will contribute and then determine the experience, skills and attributes that are best placed to assist.

In this regard, the AEDA Charter provides sound guidance for the kinds of issues to be examined under Section 7 Objects and Purpose and Section 8 Powers Functions and Duties.

To inform considerations of a membership framework, participants were introduced to 5 different "themes" for discussion. These were 1) small business, 2) place based precincts, 3) key city services 4) professional merit 5) peak bodies and associations. Additionally, a sixth theme around skill sets/core personal and professional attributes emerged.

An idea about how the membership could be comprised was presented in relation to each of these themes for voting, and then discussion.

It was explained to participants that these ideas were not presented as a pre-determined membership outcomes – but more to assist to draw out key areas of commonality and divergency in views about membership makeup.

Whilst no one option was strongly supported, this approach worked well to identify which elements of each of the themes that were commonly supported, or adhered closely to the AEDA Charter.

The participant votes, discussions, and best practice governance approaches have informed the ensuing recommendations.

15.1 Representation from Small Business

The presentation of this idea was because ABS details that small business makes up 90% of the businesses in Adelaide, and it would seem logical therefore to provide a mechanism to capture small business voice on the Advisory Committee. ABS data assisted to frame the small business voice membership further. It identifies the key small business sectors that have the lowest number of employees, and the lowest $ turnover.

Idea # 1 – Representation to include small Business, with a refinement to include those small business sectors that had the highest number of small employee numbers (accomodation/food/beverage sector;finance/superannuation/insurance sector; and rental/real estate/property sector)

Idea # 2 – Representation to include small Business, with a refinement to include those small business sectors that had the highest number of lowest $ turnover (professional/scientific/legal/technical sector; rental/real estate/property sector; and finance/superannuation/insurance sector)

Discussion

There was generalised support related to small business representation, provided the member could demonstrate high level skills and knowledge, and could act as a conduit out to small business community as well as up to a strategic, skill based Board

However, refining small business membership based on employee numbers or turnover was not widely popular.

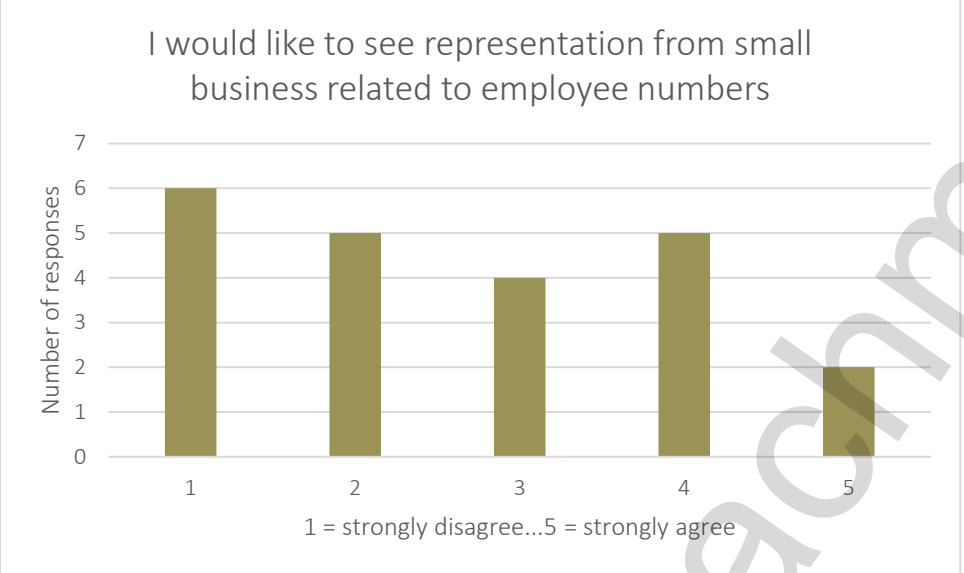
Feedback from the 22 workshop participants:

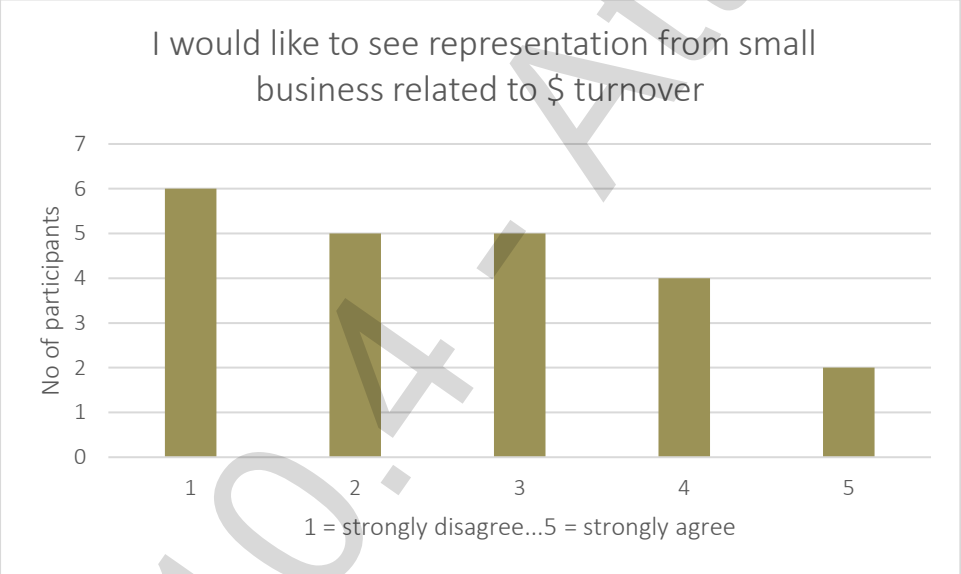
- *"Grassroots representation, engagement and communication is vitally important to the success of both the Advisory Committee and AEDA as a whole"*

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

- *"Do not base on 'statistics' ie. turnover, head count"*
- *"Employment numbers or turnover are not good measures for selection"*
- *"Also others representing mixed groups of small businesses"*





15.2 Representation from Key City Services Noted in the AEDA Charter

The presentation of this idea was because the AEDA Charter which specifically notes these city interests as focus areas.

Idea #3 Membership to include representation from key city services including tourism/events, retail and education.

Discussion

This idea had majority support both in the vote and in discussion.

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

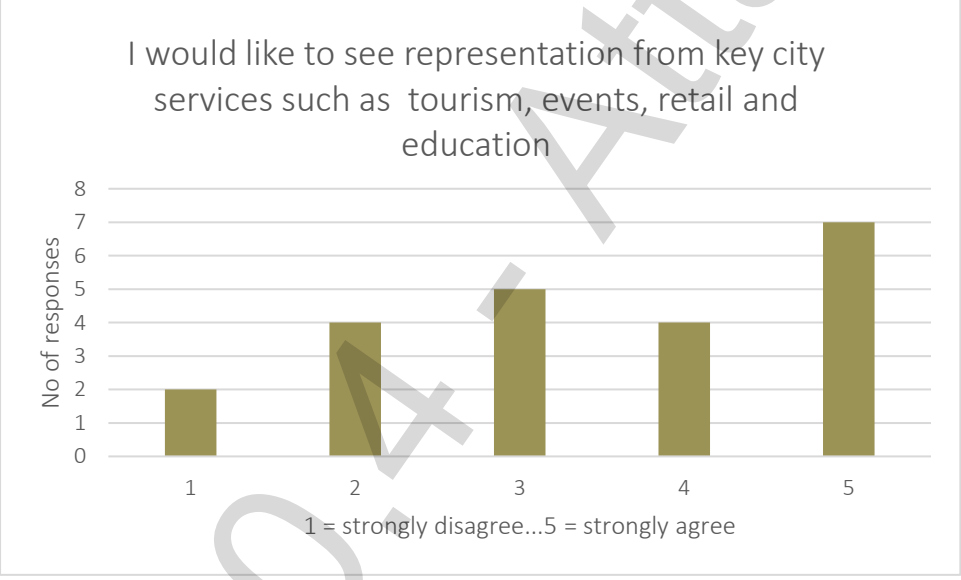
- *Identification of experts in their field / sector*
- *Experts in their field who are experience based*
- *Key experts in their field eg education, tourism, business events*

In discussing the idea that key city services should be represented, a common point was that the representation chosen should avoid replicating those already on the Board

- *Avoid duplication of existing expertise - avoid creating competition*
- *Encourage expert participation to enhance not duplicate effort*
- *Not duplicating expertise on AEDA Board (this comment was in relation to the need to identify the core sector or skill sets on the Board, and to bring an alternative to the Advisory Committee)*

It was also noted by several participants that there is merit in having members have good reach and networks into other sectors, to ensure thinking is multidisciplinary and bigger picture rather than siloed:

- *Providing specific advice and cross education of other advisory members*
- *Some positions to be open; good reach and scope of skills.*
- *Reach and communication needs to be up, down and out*



15.3 Place Based Representation/Precinct Representation

There are size limitations to the Advisory Committee membership. It follows logically that it would be challenging to have a representative from every precinct on the Committee, as this would restrict the opportunity for any other stakeholder representation.

The idea that there be one precinct representative on the committee who represents the agglomeration of precincts was introduced for discussion.

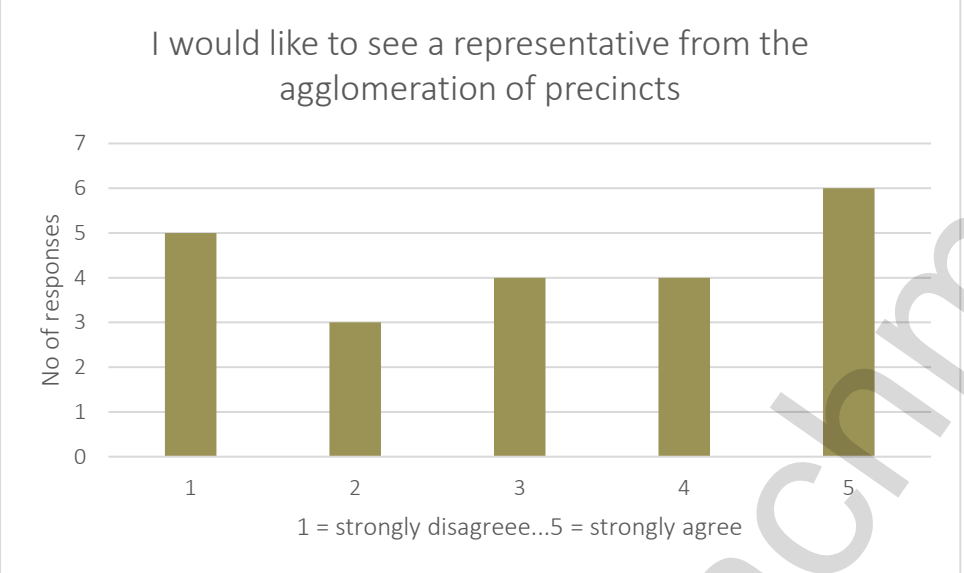
Idea # 4 Agglomeration of Precincts so that there is one representative for the Precinct voice

- *"Small business could be represented by one body*

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

- *"One rep from the East, West, South East, South West and North Adelaide districts plus 4 sector reps. The district Rep could possibly be a precinct member*



15.4 Professional Merit

Best practice would suggest that Advisory Committee Membership should be framed around skills and professional merit (AICD, 2021).

Idea # 5 I would like to see "open" representation that demonstrates professionalism and business prudence

Discussion

Whilst the voting showed a split in views about whether this idea was supported, the ensuing discussion highlighted that there was strong support for a membership approach that was framed around professional merit. The discussion served to "unpack" the meaning behind "professional" and "business prudence".

- *Ensure that the key areas/objectives of the AEDA Business Plan are represented with the mix of Committee Members*
- *Board selects the sector types that are representative of the key economic drivers in the CBD and considers providing positions for independent representation.*
- *Gaining specific expertise relative to AEDA goals crucial rather than being 'seen' to be representative*
- *Recognise representation is a skill, it is not a matter of just providing your opinion or bias, but representing a broader group and opinion - however we choose to filter representation it is the quality input that creates the value*
- *Selection by individual and their broad lense/ diverse skill set (or specialist expertise) prioritised over employer/ sector representation*
- *Chosen based on business/professional and personal merit*

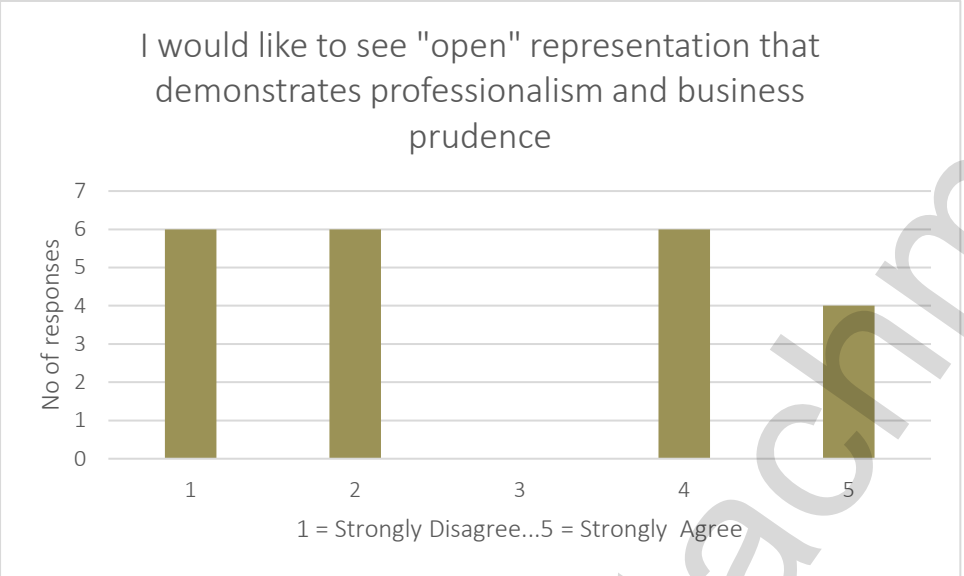
One comment recognised that the Charter notes the ability of the Board to also draw upon the expertise/insights of any stakeholder on a specific issue through an alternative means rather than the Advisory Committee.

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

- *The Board I believe is representing diversity of city stakeholders. The advisory committee should be experts who can give a more global assessment. Use round tables for city stakeholders, businesses, etc*

Feedback from 22 participants



15.5 Representation from Peak Bodies/Associations

Idea # 6 I would like to see representation from peak bodies/associations with a key function and influence in the City

Discussion

There were very diverse views about this idea, with diversity largely related to participant's own areas of interest and advocacy.

- *"Don't see point of lobby groups/professional associations - they already have the ability to have a 'voice'*
- *Avoid state wide or sector specific associations or peak bodies*
- *"If (membership includes) an association or organisation then (it should be) city based/focus is key criterion"*
- *"Committee Members represent organisations with strong membership reach, enabling them to understand the needs of their members (and sector) and then providing AEDA with a conduit to execute strategy and activity."*
- *"I would propose membership only open to businesses/property owner/residents"*

There was general agreement that if there was peak body/association membership, then it should come from organisations operating only within the City of Adelaide boundary

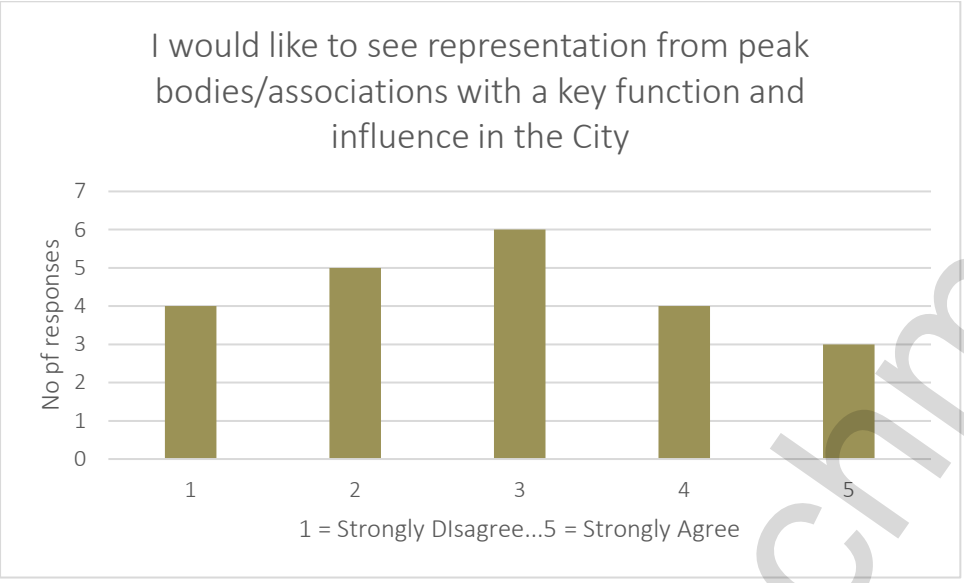
- *"If an association or organisation than city based/focus is key criterion"*
- *"Encourage associations that only represent operators within ACC boundaries"*

There was one suggestion about a specific peak/industry association that may meet both precinct representation, as well as representing a range of city services.

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

- *"A group that has strong local reach in city areas (5 quarters not the existing precinct structure) combined with peak bodies from key sectors. (eg education, culture)"*



15.6 Representation to be diverse and accommodate creative and cultural voices

Additional discussion centred on the need for membership to represent interests that are critical to the future economic, social and environmental sustainability and wellbeing of the city. Whether from an economic development perspective, tourism and marketing perspective, an innovation, business incubator or creative ideas perspective, or a social justice perspective, these interests and influence were seen as extremely important yet often their voice is not prioritised.

- *People with skills/ representation/ advocacy in disability, artist/ creative practitioners, Aboriginal led business, migration communities*
- *Representation models above are groups who are in the city, if you are looking to grow then you might want work on also engaging those who are not heard.*
- *Someone able to represent/look after the representatives of culture and artists*
- *Include cultural and creative voice which is missing from the economic development discussion*
- *Importance of representation of cultural & NFP organisations*

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

16 RECOMMENDATION – AEDA ADVISORY COMMITTEE MEMBERSHIP FRAMEWORK

16.1 Discussion

The 22 workshop participants views were at times diverse, and at times generally aligned. The area where there was greatest divergence was in relation to the membership of the committee. Whilst workshop participants were reasonably balanced in terms of gender, it is noted that there was a general lack of representation in the workshops (either lived experience or declared advocacy) relating to:

- Aged
- Disability
- Youth
- Indigenous
- Vulnerable communities
- Primary, secondary, tertiary, vocational education/training
- Primary or secondary health care
- Environmental
- Not for profit
- Research
- Government state or fed)
- Professional/scientific/technical sector

The proposed Membership Framework is informed by

- Workshop participant's feedback
- AEDA Charter
- Best practice governance
- The goal to minimise duplication with existing AEDA Board Membership skill/sector
- The goal to have diverse representation

16.2 Recommendation

The AEDA Advisory Committee membership is determined in accordance with the following Representation Framework.

AEDA Advisory Committee Representation Framework:

AEDA Advisory Committee members should represent at least one of the Representation Types, and should demonstrate all of the required Professional Skills, Experience and Personal Attributes.

	REPRESENTATION TYPES	PROFESSIONAL SKILLS/EXPERIENCE/PERSONAL ATTRIBUTES
1	Precinct (agglomeration)	**Professional Skills And Experience** Extensive network/alliances/voice and influence within own sector and across other sectors High level of leadership experience and competence in the sector/area of membership representation (excluding youth) **Personal Attributes** Forward thinking, optimistic, strategic, solutions focused, evidence based, inclusive.
2	Small Business	
3	Education	
4	Retail	
5	Culture/Arts	
6	Health/Wellbeing	
7	Youth	

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

17 APPENDIX # 1 LIST OF PARTICIPANTS

First Name	Surname	Company
Milly	Vorrasi	Hays
Frank	Hannon-Tan	East End Coordination Group President, Amalfi, Mother Vine & Mum Cha
Paula	Mifsud	RAA
James	Economos	Econ property group
Robert	McKay	Purpose Into Action
Jaimee	Charlton	Spendless
Shaun	de Bruyn	TiCSA
Heather	Croall	Adelaide Fringe Inc
Justyna	Jochym	Festivals Adelaide
Damien	Kitto	Adelaide Convention Bureau
Pat	Gerace	UDIA
Karen	Raffen	RDA Adelaide
Gillian	Mercer	Illuminate Adelaide
Charlene	Ackland	Quest Apartments
Ivan	Oulianoff	Quest Apartments
Andrew	Peters	City South Association
Charles	Mountain	RAA of SA Inc
David	West	Premier Retail Marketing
Scott	Mosen	Adelaide Business Collective
Andrew	Wallace	AWEA/ABC
Colette	Slight	Hutt Street Traders Association Inc.
Ian	Horne	Australian Hotels Association SA Branch
Fiona	Krawczyk	Haigh's Chocolates

Item 10.4 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Adelaide Economic Development Agency

TERMS OF REFERENCE

Adelaide Economic Development Agency Advisory Committee

DRAFT

(Subject to Approval by Council)

Item 10.4 Attachment B

Licensed by Copyright Agency. You must not copy this work without permission.

TABLE OF CONTENTS

1. Introduction 2
2. Name 2
3. Purpose 2
4. Membership 2
5. Appointment of Board Members 3
6. Operating Procedures 3
   6.1 Advisory Committee Chair 3
   6.2 Meetings 3
   6.3 Quorum 3
   6.4 Conflict of Interest 4
   6.5 Remuneration 4
7. Commencement 4

DRAFT Attachment B Item 10.4

Licensed by Copyright Agency. You must not copy this work without permission.

Adelaide Economic Development Agency Advisory Committee
Terms of Reference

1. Introduction

The Adelaide Economic Development Agency (AEDA) has been established as a subsidiary of the City of Adelaide under Section 42 of the *Local Government Act 1999* (SA). The AEDA Charter was gazetted on 14 January 2021 and formally commenced on 18 January 2021.

AEDA's objects and purposes are:

- To accelerate economic growth in the City of Adelaide by attracting investment and supporting businesses, festivals and events as well as visitor, student and residential growth;
- To promote the city of Adelaide as a destination and 'magnet city' and increase its visitation and use by residents, workers, visitors and the community and general;
- To position the Rundle Mall as the State's premier retail and commercial shopping precinct in order to sustain retail, business and economic viability.

A requirement within the AEDA Charter is to establish an Advisory Committee, and that a member of the Advisory Committee will be a member of the AEDA Board.

These Terms of Reference set out the name, purpose, membership and operating procedures of the Adelaide Economic Development Agency Advisory Committee.

2. Name

The name is the Adelaide Economic Development Agency Advisory Committee (the Advisory Committee).

3. Purpose

Clause 38.2 of the AEDA Charter states that:

> *"The Agency will establish an Advisory Committee for enquiring into and reporting to the Agency on any matter within the Agency's functions and powers, including to provide a formal mechanism for city businesses, mainstreets, precincts and other stakeholders to provide advice to the Board."*
>
> *"The Advisory Committee will determine its representative Board Member outlined at Clause 16.1.2 of this Charter by an ordinary resolution once every twelve months."*

4. Membership

Clause 38.2.1 of the AEDA Charter states:

> *"The membership of the Advisory Committee will be established by the Committee's Terms of Reference."*

The Advisory Committee shall consist of eight members with a maximum of seven members to be appointed as follows:

- A representative from the collective of the Precinct Groups within the City of Adelaide.
- A small business representative.
- Representatives from across the following sectors - education, retail, culture/arts, health/wellbeing, entrepreneur/space/cyber technology and youth.
- All committee members are to:
    - Be city based.

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.4 Attachment B

- Have extensive networks within their sector.
- Be strategic and solutions focussed with a collaborative, inclusive and evidence-based approach.
- Have qualifications related to their sector / services and demonstrated competence.

The eighth member of the Advisory Committee is in accordance with Clause 38.3 of the AEDA Charter, *"The Chair of the AEDA Board is an ex-officio member of the Advisory Committee."*

5. Appointment of Advisory Committee Members

The Precinct Group collective will nominate their representative to the Advisory Committee and advise the Chair of the AEDA Board. The Precinct Group collective are to determine the term of office of this representative.

Expressions of interest will be sought from individuals with appropriate skills and experience in accord with the membership criteria as set out in Part 4 of these Terms of Reference (ToR).

The expressions of interest will be assessed by a panel comprising an independent Chair and two members of the AEDA Board, as determined by resolution of the Board.

The independent Chair for the assessment panel is the City of Adelaide's Chief Executive Officer or nominee.

Candidates will be assessed against the selection criteria to determine a short list of candidates.

The assessment panel will present recommendations to the AEDA Board.

The AEDA Board will determine the membership and appointment of Advisory Committee members for a maximum three year term, having regard to the recommendations of the assessment panel.

The AEDA Board will ensure that no more than half of the Advisory Committee members' terms of office expire in the same year.

An Advisory Committee Member is eligible to apply for reappointment at the expiration of a term of office, for a maximum of three consecutive terms.

6. Operating Procedures

6.1 Advisory Committee Chair

The Chair of the Advisory Committee will be determined by the Advisory Committee members for a term of one year. In the event of more than one nomination a ballot will be held to determine the Chair of the Advisory Committee.

The Chair of the Advisory Committee will be the Advisory Committee's representative on the AEDA Board to fulfill the requirements of Clause 16.1.2 of the AEDA Charter.

The Chair is eligible to re-nominate to be the Advisory Committee Chair at the expiration of the one year term of office for a maximum of three consecutive terms.

If the Chair of the Advisory Committee is absent from a meeting of the Advisory Committee, then the members attending the Advisory Committee meeting will appoint a chair for the purposes of that meeting.

6.2 Meetings

The Advisory Committee will meet on a quarterly basis for approximately 1.5 hours. Meetings are to be scheduled at a time and day as agreed by the Advisory Committee members.

6.3 Quorum

A quorum for any meeting of the Advisory Committee does not include the Chair of the AEDA Board who is an ex-officio member of the Advisory Committee.

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.1 Attachment B DRAFT

The quorum for any meeting is half of the appointed Advisory Committee members plus one, rounded to the nearest whole number i.e. four Advisory Committee members.

6.4 Conflict of Interest

All Advisory Committee members will always act in accordance with their duties of confidence and confidentiality and individual fiduciary duties including honesty and the exercise of due care and diligence. Any perceived or actual conflict should be declared and recorded within the minutes of the Advisory Committee meeting.

6.5 Remuneration

Advisory Committee members will receive no remuneration, noting that the Advisory Committee representative on the AEDA Board will receive remuneration fees as a Board Member.

6.6 Administration

Secretariat support will be provided to the Advisory Committee by AEDA.

7. Commencement

In accordance with Clause 38.2.2 of the AEDA Charter, the Terms of Reference are to be approved by the Council.

The Advisory Committee will be implemented once the Terms of Reference have been approved.

Item 10.4 DRAFT Attachment B

Licensed by Copyright Agency. You must not copy this work without permission.

Event in Bonython Park/Tulya Wardli (Park 27)

Strategic Alignment - Dynamic City Culture

ITEM 10.5 13/07/2021
Council

Program Contact:
Christie Anthoney, AD City Culture 8203 7444

2021/00644
Public

Approving Officer:
Tom McCready, Acting Director City Shaping

EXECUTIVE SUMMARY

The City of Adelaide (CoA) has received an application to stage the international touring production 'Channing Tatum presents Magic Mike Live' in Bonython Park/Tulya Wardli (Park 27) in 2022. The event proposes to run from 16 April 2022 to 10 July 2022. Bump in is from 4 April 2022 and bump out is by 12 July 2022.

The application meets the Bonython Park/Tulya Wardli (Park 27) criteria for event use as set out in the Adelaide Park Lands Event Management Plan 2016-2020 (APLEMP). In accordance with the APLEMP, public consultation and a decision of Council is required for the application as the event is proposed to occupy a significant portion of a Park for more than four weeks. This report is presented to Council as the event is proposing to occupy the site for over three months, which is a longer duration than most events within the Park Lands.

The report outlines the measures that the event would put in place to protect the natural and built environment of Bonython Park/Tulya Wardli (Park 27) during their occupation and minimise any impacts on the surrounding community.

The Adelaide Park Lands Authority (APLA) considered the proposal on 24 June 2021.

RECOMMENDATION

THAT COUNCIL

1. Approves ATA Entertainment Pty Ltd to hold 'Channing Tatum presents Magic Mike Live' in Bonython Park/Tulya Wardli (Park 27) from 16 April 2022 to 10 July 2022, with bump in from 4 April 2022 and bump out by 12 July 2022.
2. 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.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Dynamic City Culture The proposals outlined in this report align with Key Action 3.11: Expand Adelaide's global reputation as a 'magnet city' and UNESCO City of Music, through world class events, live music, festivals and activation.
Policy	The event application has been assessed against the Adelaide Park Lands Event Management Plan 2016-2020 (APLEMP) through the application process and complies with requirements set out therein.
Consultation	Public consultation occurred from 6 to 27 May 2021. Public consultation occurred to help identify impacts that Magic Mike LIVE and the Council should consider before making a final decision regarding the application. There were 443 visits to the YourSay site and 151 people lodged a submission. The results of the public consultation are included as part of this report.
Resource	Not as a result of this report
Risk / Legal / Legislative	If approved, the event would be required to submit a Risk Management Plan as a condition of the Event Licence Agreement.
Opportunities	The show will support Adelaide's position as a location for events and expand Adelaide's global reputation as a 'magnet city' through world class events, festivals and activation. It will result in increased visitation to the Adelaide CBD across the proposed performance dates, at what is traditionally a quieter time of year.
21/22 Budget Allocation	ATA Entertainment Pty Ltd will be required to pay the City of Adelaide fees and charges as approved by Council.
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	If approved by Council, the event organiser will be issued a single year Event Licence Agreement for the 2022 event.
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (e.g. maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. We have received an application from ATA Entertainment Pty Ltd, for a ticketed, dance and acrobatic performance titled 'Channing Tatum presents Magic Mike Live' (Magic Mike Live) to be held in Bonython Park/Tulya Wardli (Park 27) between April and July 2022.
2. The proposed Magic Mike Live event is a large scale, live production show based on the hit movies, and will include a performance Spiegeltent, comprising of a 360-degree dance and acrobatic performance stage, as well as a bar with a pre-event waiting area and patron amenities.
3. The proposed event was taken to Adelaide Park Lands Authority (APLA) on 24 June 2021.
4. The decision was that the Adelaide Park Lands Authority advises Council that it *'Supports the application from ATA Entertainment Pty Ltd to hold 'Channing Tatum presents Magic Mike Live' in Bonython Park/Tulya Wardli (Park 27) from 16 April 2022 to 10 July 2022. Bump in from 4 April 2022 and bump out by 12 July 2022.'*
5. The members of APLA had questions and feedback at the meeting relating to external facing signage and appropriateness for people under 18+, which in response, signage will be assessed through the administrative Development Assessment process.
6. The potential of the event being located on the car park hardstand area was also raised. It was highlighted that this option on the hardstand would be restrictive for the event due to the lack of event infrastructure available at this location (power, water etc).
7. Rental return was also questioned and its benefit to the Council. In response, site fees will be paid in full upfront prior to bump in, along with a turf / remediation deposit of 50%.
8. In cooperation with Het Spiegelpaleis in Belgium, Magic Mike Live has created the world's largest Spiegeltent, named The Arcadia. The Arcadia is a two storey, fully customised venue curated by Channing Tatum and the Magic Mike Live creative team especially for Australia.
9. The application has been assessed against the APLEMP and complies with the Bonython Park/Tulya Wardli (Park 27) criteria for event use.
10. Under the current Event Amplified Sound Management Guidelines, the event will be classified as a 'Temporary Multi-Day Venue', and will comply with the associated noise levels.
11. The event proposes to run from 16 April 2022 to 10 July 2022. Bump in is proposed from 4 April 2022 and bump out by 12 July 2022.
12. The show will operate six days per week from:
    - 12.1. 7.00pm to 9.00pm (Tuesdays - Thursdays)
    - 12.2. 7.00pm to 9.00pm and 9.30pm to 11.30pm (Fridays)
    - 12.3. 4.00pm to 6.00pm, 7.00pm to 9.00pm and 9.30pm to 11.30pm (Saturdays)
    - 12.4. 4.00pm to 6.00pm and 7.00pm to 9.00pm (Sundays)
13. The above hours all align with the permitted event operating hours for Bonython Park/Tulya Wardli (Park 27) within the APLEMP.
14. Magic Mike Live patrons must be at least 18 years to attend.
15. The show is currently touring Australia, performing in Melbourne from June through to August 2021, then Brisbane in November and December 2021.
16. Session times and capacity are in development and will be informed by the relevant laws, regulations, and restrictions in respect of COVID-19 that apply at the time. The venue holds a maximum of 600 seated patrons at any one time, but the final approved capacity is dependent on SA Health.
17. The footprint (Link 1 view here), would occupy approximately 4,000m² of Bonython Park/Tulya Wardli (Park 27), with infrastructure taking up approximately 2,000m².
18. Overall site design is in accordance with the APLEMP and the event site must demonstrate high design values.
19. As this is a ticketed event, and to respond to COVID-19 requirements for capacity management and contact tracing, the site will be fenced. In accordance with the APLEMP, fencing will be attractive and semi-transparent where black-out is not needed to maintain a tidy aesthetic for back of house areas.
20. A liquor licence for consumption will be sought for the venue.

Licensed by Copyright Agency. You must not copy this work without permission.

21. As a condition of an Event Licence Agreement with the City of Adelaide, ATA Entertainment Pty Ltd would be responsible for the financial cost of any remediation required as a result of the event. A remediation bond would be sought from the event, payable before they occupy the site.
22. Usual pathway access will be maintained throughout Bonython Park/Tulya Wardli (Park 27) at all times.
23. Public consultation for the application was conducted via Your Say Adelaide between 6 and 27 May 2021 and the full results are included here (Link 2 view here).
24. A summary of the results is provided below.
    24.1. A total of 443 people visited the Your Say Adelaide website.
    24.2. Of the 443 people, 151 people lodged feedback via the Your Say Adelaide website.
    24.3. 138 strongly agree, ten agree, one is neutral, and two strongly disagree with this event.
25. A selection of positive comments received as part of the feedback involved:
    25.1. 'PLEASE PLEASE PLEASE GO AHEAD WITH THIS .. I know so many that are looking to travel to Victoria for the show's, it would be better to keep the money here in the state.'
    25.2. 'It's great to see new events coming to Adelaide!'
    25.3. 'Hosting Magic Mike Live in Adelaide will allow South Australians to attend without putting themselves at risk of COVID-19 through having to travel interstate.'
    25.4. 'Don't let Adelaide miss out on something amazing!!! We always get forgotten about!!!'
    25.5. 'Saw this show in Las Vegas and it is absolutely amazing! Adelaide will embrace this show for sure.'
26. The purpose of the public consultation was to help identify any impacts that ATA Entertainment Pty Ltd and the Council should consider before a final decision is made regarding the application.
27. The consultation was promoted via a Public Notice and Council's Facebook page which received over 3,200 comments and 658 likes.

DATA AND SUPPORTING INFORMATION

Link 1 – Event Footprint

Link 2 – Public Consultation Results

Adelaide Park Lands Event Management Plan 2016-2020

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Reimagined Adelaide's New Year's Eve

ITEM 10.6 13/07/2021
Council

Strategic Alignment - Dynamic City Culture

Program Contact:
Christie Anthoney, Associate Director, City Culture 8203 7444

2021/84441
Public

Approving Officer:
Tom McCready, Acting Director City Shaping

EXECUTIVE SUMMARY

The cancellation of the 2020 New Year's Eve (NYE) event and associated fireworks has presented the opportunity to reimagine Adelaide's NYE to ensure that it is meeting the needs of community, residents and business.

To inform the approach, research has been undertaken with key stakeholders, businesses, the community and industry bodies.

This report presents the research findings along with a recommended event model for NYE 2021 which has been informed by the research and engagement outcomes and supports Council's commitment to drive visitation to the city.

The NYE model has been developed so it is flexible enough to respond to a changing operational environment and Council's desire to deliver a hybrid visual entertainment approach.

RECOMMENDATION

THAT COUNCIL

1. Approves the proposed event model for New Year's Eve 2021.
2. Notes that if recommendation one is approved, funding to support the delivery of a reimagined NYE will come from the 2021/22 Integrated Business Plan and Budget.
3. Notes that an update on the event planning will be provided to Council in October 2021.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Dynamic City Culture Exploring creative alternatives to deliver a reimagined event delivers on Council's Dynamic City Culture theme, particularly in enabling 'Beautiful, surprising places' and 'Celebration of diverse community, culture and creativity'. The reimagined event also delivers on Council's Strong Economies through 'Main streets and laneways activated for economic growth' and the Enabling Priorities theme, through 'Transparent decision-making based on data and evidence' and 'Community consultation underpins everything we do'.
Policy	The delivery of Council's NYE event adheres to the policy requirements of the Adelaide Park Lands Events Management Plan 2020-2024.
Consultation	Consultation has occurred with local business, Australian Hotels Association, AEDA and local councils throughout Australia. Focus groups have been conducted by McGregor Tan to gain insights into residents and visitors views of NYE in the city.
Resource	NYE 2021 will be delivered within existing resources in line with the 2021/22 Integrated Business Plan and Budget.
Risk / Legal / Legislative	A systematic Risk Register and Action Plan is undertaken for the NYE event each year. The proposed delivery model will be designed to address all risks associated with COVID-19.
Opportunities	A reimagined NYE creates opportunities for attracting visitors to the city on NYE. There are opportunities for businesses to trade on a night that is traditionally quiet in some areas of the city. The reimagined event is designed to scale up or down depending on the operating environment at the time.
21/22 Budget Allocation	The 21/22 budget allocation is $371,000.
Proposed 22/23 Budget Allocation	Proposed 22/23 budget allocation is $371,000.
Life of Project, Service, Initiative or (Expectancy of) Asset	The City of Adelaide NYE event is held annually.
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	The NYE event is funded annually by Council.
Other Funding Sources	Other funding sources that contribute to and offset the NYE budget include cash sponsorship, other income (ie vendor fees) and in-kind support.

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. This report details options to deliver a reimagined NYE in 2021 and provides a high-level summary of the findings of our research with businesses, residents and community. The key outcomes of the research with city businesses is that they would like support from the City in the form of street parties, marketing campaigns and support a hybrid lighting show. The key outcomes from the focus groups are that different demographics want distinctly different things. Families' preferences are for fireworks with small crowds in a safe space. Young people's preference is a festival type event, away from families, and the over 45s are interested in dinner and a view of fireworks. They all support a hybrid show. The research documents are available to review here: Results of Focus Groups by McGregor Tan (Link 1 view here) and NYE Business Survey Results.
2. This report also addresses our approach to potentially respond to changing operational environments, due to COVID-19 restrictions.

NYE event overview

3. The event has been held in Elder Park / Tarntanya Wama and the surrounding Riverbank precinct for the last ten years. The audience demographic is predominantly families, representing a diverse cultural mix for the 9.00pm show. The event experiences an audience profile shift after the 9.00pm show with the departure of many of the younger families. This loss of audience is replaced by an older demographic from the Adelaide Oval cricket and people moving into the site from other areas of the city and metro area. The number of people attending each year has grown steadily, with an estimated 80,000 people attending over the duration of the event in 2019.
4. The event featured a main stage program, a kid's zone area, roving performances, liquor licensed areas, food and beverage trucks and two sets of fireworks (9.00pm and midnight).
5. Despite a rigorous program of investigation, event design and redesign to respond to the COVID-19 related challenges around social distancing, QR/registration and mass gatherings in November 2019, the decision was made to cancel the NYE event and fireworks/hybrid visual entertainment, following advice from SA Health and the South Australia Police (SAPOL).

Priorities for NYE 2021

6. The priorities for a NYE event have shifted due to a number of factors:
    6.1. The impact of the COVID-19 pandemic on hosting mass gathering events.
    6.2. The drive to create more locations for celebration in the city and North Adelaide to support key hospitality precincts and businesses.
    6.3. The 10 March 2020, resolution of Council to investigate the opportunities to deliver hybrid visual entertainment with fireworks and light show/s for NYE.
7. The key NYE event priorities for 2021 are:
    7.1. Drive visitation to the city and city businesses/precincts.
    7.2. Deliver a hybrid visual entertainment approach which includes a combination of fireworks and alternative creative visual displays.
    7.3. Event design is evidence based through consultation and research.

Proposed approach for 2021

8. In direct response to the research undertaken this year and Council's priorities for 2021, we have designed an event based on what both businesses and patrons would like to experience at a NYE event, and an event that will drive visitation to the city that benefits hospitality venues.
9. The proposed approach for 2021 is to move away from a mass gathering, family-friendly event at Elder Park / Tarntanya Wama and the Riverbank and move towards activating streets and precincts in the city for people to celebrate.

Licensed by Copyright Agency. You must not copy this work without permission.

10. The Adelaide NYE 2021 model intends to incorporate three key activities:

    10.1. Midnight Moments – Midnight Moments provides opportunities for a more intimate midnight experience that is site specific for each location. Working with city businesses Midnight Moments will be created in pockets of the city adjacent clustering of businesses where there is opportunity to facilitate street closures, live music and entertainment, outdoor dining opportunities and a Midnight Moment. This could include projected countdowns, lighting shows, low level or more substantial firework displays and other experimental approaches.

    10.2. NYE Family Festival – a family-friendly festival style event culminating with a 9.30pm fireworks and light show in one or multiple Park Land locations. This event would be ticketed/balloted to manage audience numbers.

    10.3. NYE Dinner on the street – it is proposed we would work with the Adelaide Economic Development Agency (AEDA) and corporate partners, to produce a long table dinner event with live music and entertainment with a projected midnight countdown. Packaging the NYE dinner with accommodation and city experience providers to help drive people to stay in the city and North Adelaide on New Year's Eve.

11. Below is a comparison of different events over the years

NYE 2019 – Elder Park/ Tarntanya Wama	**NYE 2020**	**Proposed NYE 2021 – city wide**
Free Family friendly event Two firework shows only – 9.00pm and midnight Kids entertainment area with a stage and roving entertainment Stage overlooking the rotunda with live music programmed from 6.00pm to 1.00am. Extensive food traders in family area and on King William road. Three licenced bar areas Sponsor and guest lounge	*Cancelled due to COVID-19* Several options were canvassed including a short firework display at midnight only, shot from the tops of building and complimented with lighting. The event was cancelled in November 2019 and the City supported venues through funding of live music and ran an online campaign to promote hospitality venues. The City also ran a competition to win an accommodation package including a restaurant voucher and family activity voucher.	*A mix of entertainment and activity supporting a city-wide celebration* Midnight moments – pockets activated in the city with live music, lighting, and live music – younger and older demographic Family Festival – small hybrid lighting and fireworks show at 9pm – family friendly NYE Dinner on the Street – long dinner event – live music, entertainment and midnight countdown – younger and older demographic

12. This more inclusive and city-wide approach enables scaling up or down depending on the restrictions and operating environment. It will be designed to spread audience throughout the city and present businesses with opportunities to leverage off street and pocketed activities.

13. Working closely with marketing and AEDA, a robust communications, marketing and tourism strategy needs to be developed and delivered to support the new event model.

14. A customer intercept survey will be conducted on NYE to gauge the success of the event activities and to provide important feedback for planning for 2022 and beyond.

Summary of research undertaken

15. Key demographic groups were identified and focus groups to understand the wants, needs, opportunities and barriers for attracting the different audiences to the city on NYE.

Licensed by Copyright Agency. You must not copy this work without permission.

16. The key findings included:

Families with young children	Young people (18-35)	Older families or couples
NYE is about fireworks and family. The event needs to be safe and family-friendly with a range of activities to keep children entertained.	NYE is about friends and celebrating with friends. Fireworks are nice, but not a driver for this cohort. Would come to the city if there was a festival or event that appealed to their demographic.	NYE is about spending time with family and friends. A meal and fireworks are a must for this cohort. Live music, safety and space to move around is important.

17. Feedback from discussions with representatives from the Australian Hotels Association included that pubs and clubs do not see the traditional event held at Elder Park / Tarntanya Wama and the Riverbank as beneficial for visitation to their premises and it does not act as a driver for businesses to open on NYE. Businesses view NYE as an expensive night to open due to public holiday rates from 7.00pm. Gouger and Hindley Street do well on NYE. Support with programming of live music, or clustering of businesses together to provide outdoor offerings can provide the best outcomes for their businesses.

18. A survey was sent to over 350 pubs, clubs, live music venues and restaurants through the AHA, and 40 businesses responded (11% response rate). The themes emerging from the responses are:

    18.1. Fireworks/lighting shows are important for a New Year's Eve event in the city.

    18.2. Council can help drive visitation to the city through street closures/street parties and marketing/tourism campaigns.

    18.3. Areas such as Hindley Street do well on NYE. Other precinct areas struggle to attract an audience and many businesses choose to close.

19. A meeting was held with SA Health and SAPOL in early June. Advice from both parties was to plan smaller gathering, QR code/ticketed outdoor events (based upon 75% capacity) with contingency plans, should tighter restrictions come into play. A working group has been established to continue the communication regarding event planning and restrictions.

Planning by other Councils/Capital Cities

20. In mid-May, discussions took place with Councils around Australia and within South Australia to understand how they are progressing their planning for NYE 2021.

    20.1. City of Sydney - the City of Sydney are planning to go ahead in 2021, however they will be limiting their vantage points to 5,000 people with a free ticket/ballot being offered. Should there be a COVID-19 outbreak in Sydney in 2021, the City of Sydney will revert to State Government to make a decision on whether it will go ahead. $6.8 million budget.

    20.2. City of Melbourne – the City of Melbourne are currently looking at options on how to proceed in 2021. There is no appetite to fence off the city or ticket the event. In 2020 the fireworks were cancelled, and council ran a program called Street Feeds to encourage people to come into the city and support local business on NYE. They are currently looking at similar options for 2021. $3.4 million budget.

    20.3. Perth City Council – in 2020, the Perth City Council proceeded with a New Year's Eve event in Northbridge which included street-based and roving entertainment. There were no fireworks or stages in the precinct. They are planning to bring back a similar event as per previous years, with rooftop fireworks at 9pm and midnight, closing the streets in the Northbridge entertainment precinct and re-introducing some stage content. $500,000 budget.

    20.4. City of Holdfast Bay – will not be doing what they traditionally do at Glenelg and Brighton. Traditionally that event model brings in over 80,000 people over the night. They are looking at two options - combine NYE celebrations with the 185th commemoration of proclamation at Holdfast Bay on 28 December 1836 and making it a festival atmosphere for five days, concluding with fireworks and lighting installations spread out along the bay starting from the Patawalonga River all the way to Seacliff to ensure crowds are spread out. $250,000 budget.

    20.5. Brisbane City Council – no decision has been made at this point in time. The Council puts on Fireworks in Southbank and there are other organisations that put on shows upstream and downstream. In 2020, the council cancelled their fireworks and discussions with the umbrella events needed to be had to ensure they cancelled as well. In 2021, it is likely there will be a firework event but the numbers of spectators will need to be managed. Approximately $800,000 budget.

Licensed by Copyright Agency. You must not copy this work without permission.

NYE budget and contracts

21. Below provides a summary of the Council budget allocation and income for the NYE event between 2017-2021 (note in 2018 and 2019 funding contributions was made from the internal sustainable events budget to support sustainability initiatives at the NYE events):

	NYE 2017	NYE 2018	NYE 2019	NYE 2020	NYE 2021
Budget allocation	$285,000	$334,000	$341,000	$341,000 $93,000 actual spend	$371,000
Contribution from project sustainable event budget	-	$38,798	$34,000		
Spend on fireworks	$73,000	$73,000	$75,000	$55,000 ($30,000 credited)	$30,000 credit from 2020. Estimate $40,000 pyro plus $30,000 hybrid lighting.
Cash sponsorship	$45,000	$35,000	$25,000	N/A	Estimate: $25,000
Other income (i.e. site fees)	$16,500	$14,500	$18,900	N/A	TBC
In-kind support	$122,500	$135,000	$150,000	N/A	TBC

22. Contractual arrangements are in place with a number of key infrastructure suppliers following cancellation of 2020 NYE event (including provision of fireworks/hybrid light show, audio visual, stage, lighting and security).

23. Both the contract term for audio visual services via Novatech and the contract for pyrotechnic displays via Howard & Sons Pyrotechnics concluded on 31 July 2020 and the option to renew for a further and final 12-month period was exercised. As 2020 was cancelled, the extension will apply for 2021. Any change in the scope of works can be incorporated in a contract variation / addendum as part of the offer to extend.

24. In 2019, a contract was entered into with Homestart Finance as the Principal Partner of NYE which provides Homestart Finance with several benefits, including naming rights for the fireworks. The contract term for this agreement expires 30 June 2022 and includes two rights of renewal and cancellation provisions. Negotiations with Homestart Finance regarding the 2021 event activity model have been positive.

NYE 2022 and beyond

25. A five-year NYE event plan will be developed and presented to Council in early 2022. There has never been a five-year plan for NYE. A new plan will focus on the transition from an event that has traditionally been fireworks only, to a phased reduction of fireworks with an alternative hybrid model. This will be contingent on finding alternative funding sources due to the cost of alternative technologies to deliver a hybrid show.

26. The plan will build on the success and learnings from NYE 2021 and will focus on bringing people into the city to celebrate, using alternative technologies to enhance the hybrid show, and a model that is scalable.

27. Research will continue to be conducted both at the event and post-event to ensure the outcomes are meeting the priorities of Council. Post event reviews will be conducted with key internal and external stakeholders to gain insights into the success of the event.

DATA AND SUPPORTING INFORMATION

Link 1 – Results of Focus Groups by McGregor Tan
Results of Business Survey

Licensed by Copyright Agency. You must not copy this work without permission.

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

The Place of Courage Location

ITEM 10.7 13/07/2021
Council

Strategic Alignment - Dynamic City Culture

Program Contact:
Christie Anthoney, Associate Director, City Culture 8203 7444

2020/01287
Public

Approving Officer:
Tom McCready, Acting Director City Shaping

EXECUTIVE SUMMARY

At the meeting on 9 February 2021, Council resolved to identify a preferred location for a proposed Place of Courage public artwork to acknowledge and raise awareness about the impact of domestic and family violence.

Four locations in the Adelaide Park Lands were identified that would potentially meet the site requirements of Spirit of Woman and align with the Adelaide Park Lands Management Strategy 2015-2025. Sites were considered according to the merits of providing a place for public recognition, private reflection, space for events and community gatherings, and access to transport, car parking and amenities. On 24 March 2021 a tour of the sites was undertaken with two representatives of Spirit of Woman and the full committee of Spirit of Woman has confirmed that its preference is to locate The Place of Courage public artwork within Tulya Wardli/Bonython Park (Park 27), adjacent to the model boat lake, subject to full site investigation. The Adelaide Park Lands Authority (APLA) at its meeting on 24 June 2021 provided advice to Council that they were supportive of this location.

RECOMMENDATION

THAT COUNCIL

1. Notes that at the meeting of the Adelaide Park Lands Authority held on 24 June 2021 the Board agreed to support the installation of The Place of Courage public artwork within Tulya Wardli/Bonython Park (Park 27) adjacent to the model boat lake, including the incorporation of the Catherine House Rose as planting in the artwork design.
2. Approves the location of The Place of Courage public artwork within Tulya Wardli/Bonython Park (Park 27) adjacent to the model boat lake, subject to full site investigation.
3. Approves release of $5,000 from City of Adelaide's proposed budget contribution to Spirit of Woman to engage an artist / landscape team to develop a concept design that meets the Spirit of Woman's desired outcomes for the artwork, budget and delivery in this Park Land location.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Dynamic City Culture *The Place of Courage* public artwork will celebrate Adelaide's diverse community, culture and creativity. It will also expand public art throughout the City in collaboration with the private sector and deliver a beautiful and surprising place in the Adelaide Park Lands.
Policy	City of Adelaide Public Art Action Plan 2019-2022 Goal 4 advocates for art the invigorates the urban landscape and fosters community wellbeing. Adelaide Park Lands Management Strategy 2015-2025 supports the creation of places and attractions that set the Park Lands apart (Strategy 1.2), the development of unique attractions (Strategy 1.3), and encourages a range of natural, ornamental and cultural landscapes (Strategy 3.3).
Consultation	The Place of Courage public artwork proposal is community led. Spirit of Woman has undertaken extensive community engagement to guide the development of and in support of the artwork, including with survivors of family and domestic violence, women's and other interested groups, services and agencies, Aboriginal and Torres Strait Island and culturally and linguistically diverse communities, local and state governments and the wider community. Engagement in relation to the potential locations has been undertaken with Spirit of Woman, the Adelaide Park Lands Authority, and across Council programs including Park Lands Planning, City Lifestyle, City Experience and Creative City. The artwork has generated public support and genuine interest towards its installation.
Resource	Creative City are liaising with Spirit of Woman to provide support and advice in respect to potential locations.
Risk / Legal / Legislative	Council has been working with Spirit of Woman in its exploration of the proposed The Place of Courage public artwork since 2016. In 2019 Council supported the development of concept designs with $15,000 funding (as an exception to policy).
Opportunities	The Place of Courage public artwork would demonstrate Council's commitment to heathy and resilient communities and safe and welcoming community spaces. Spirit of Woman will continue to leverage The Place of Courage in the Adelaide Park Lands as a place that promotes wellbeing through an ongoing public program that raises awareness about family and domestic violence and provides a place of reflection and healing.
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	The Place of Courage would be an enduring public artwork in the Adelaide Park Lands with an expected lifespan of 25 years or more.
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. Spirit of Woman is a not-for-profit organisation, based in Adelaide, that advocates for gender equality and a future free from family and domestic violence. The organisation was inspired by and is championed by Helen Oxenham. Helen started one of the first Women's Shelter in South Australia and has been awarded an Order of Australian Medal in recognition of her dedication to this cause for the past 45 years.

2. The central mission of Spirit of Woman is to see a major public artwork commissioned and installed in the Adelaide Park Lands to acknowledge and raise awareness about the impact of domestic and family violence in our society. The Place of Courage is imagined to be a contemporary public artwork set within complementary landscaped surrounds, designed to be a place of comfort and healing, promoting the courage to speak up and out, and a powerful symbol of peace and a unified community.

3. On 14 June 2016 a deputation was made to Council by Ms Lea Rebane, Ms Helen Oxenham and Mr Josh Reiter (now incorporated as Spirit of Woman) calling on Council to support a national domestic violence memorial in the City of Adelaide. At the Council meeting on 15 November 2016 Council resolved that a report be prepared investigating how a domestic violence memorial might be established in the city. Since then, we have worked closely with Spirit of Woman to provide advice about the development and delivery of public art and memorials in line with current policy and process. During this time Spirit of Woman developed a design with a budget of between $215,000 and $415,000, however they were unable to raise the funds required to deliver their design.

4. At the meeting on 9 February 2021, Council resolved:

   That Council:

   1. *Works with Spirit of Woman to identify a preferred location for a proposed Place of Courage artwork to acknowledge and raise awareness about the impact of domestic and family violence in our society. Where the site provides*

      a. Public recognition
      b. Private reflection
      c. Space for events and community gatherings
      d. Access to transport options
      e. Access to car parking
      f. Access to amenities

   2. *Receives a report with preferred location for in principle approval by end May 2021 to enable Spirit of Woman to confidently leverage funding raising towards the development of the artwork.*

   3. *Flags its intention to the State Government that it will provide funding for the capital expense of the Place of Courage of $100,000 on the condition that matched dollar for dollar funding is received from the State Government or any other Government.*

   4. *If the matched funding is unable to be secured the balance of the public art budget of $70,000 be donated to the Place of Courage art installation.*

5. Spirit of Woman have undertaken wide-ranging community and stakeholder engagement with over 600 people who have indicated positive support for The Place of Courage public artwork. This included survivors of family and domestic violence, women's and other interested groups, services and agencies, Aboriginal and Torres Strait Island and culturally and linguistically diverse communities, local and state governments and the wider community.

6. Their intention is the creation of a major public artwork that incorporates sculptural elements and landscaping. The space will also:

   6.1. Accommodate a range of uses, as a place of public recognition, private reflection, and for events, community gatherings, and participatory education programs.

   6.2. Provide high visibility to the community, easy access to public transport, be surrounded by green space and have a sense of privacy.

7. Four locations in the Adelaide Park Lands were identified by a City of Adelaide Project Team that would potentially meet the site requirements of Spirit of Woman and align with the Adelaide Park Lands Management Strategy 2015-2025. The project team comprised Park Lands Planning, City Lifestyle, City Experience and Creative City.

8. On 24 March 2021 a tour of the sites was undertaken with two representatives of Spirit of Woman, and the findings documented in The Place of Courage public artwork potential locations analysis (Link 1 view here). In summary, the findings were:

   8.1. Tulya Wardli/Bonython Park (Park 27) was identified as a suitable site.

Licensed by Copyright Agency. You must not copy this work without permission.

8.2. Kurangga/Blue Gum Park (Park 20) was identified as a suitable site.

8.3. Karrawirra/Red Gum Park (Park 12) was not considered a suitable site.

8.4. Kudnartu/Wellington Square (Park 33) was not considered a suitable site.

9. The full committee of Spirit of Woman has confirmed that its preference is to locate The Place of Courage public artwork in Tulya Wardli/Bonython Park (Park 27), next to the model boat lake, as shown:

10. Initial site investigations show that this preferred location is clear of major underground services.

11. APLA considered The Place of Courage public artwork location at its meeting on 14 June 2021 and provided advice that it supports the preferred location within Tulya Wardli/Bonython Park (Park 27), next to the model boat lake. APLA also advised that it would support the inclusion of the Catherine House Rose as planting in the public artwork design.

12. Pending Council approval of the preferred location, Spirit of Woman will progress to engage an artist / landscape team to design a concept that meets the Spirit of Woman's desired outcomes for the artwork, budget and delivery in this Park Land setting.

DATA AND SUPPORTING INFORMATION

Link 1 – Place of Courage Location Analysis

City of Adelaide Public Art Action Plan 2019-2022

Adelaide Park Lands Management Strategy 2015-2025

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

2021/22 Events and Festivals Sponsorship Program Funding Recommendations

ITEM 10.8 13/07/2021
Council

Strategic Alignment - Dynamic City Culture

2021/00778
Public

Program Contact:
Ian Hill, Managing Director

Adelaide Economic Development Agency

Approving Officer:
Clare Mockler, Acting Chief Executive Officer

EXECUTIVE SUMMARY

This report provides a summary of sponsorship applications received as part of the 2021/22 annual Events and Festivals Sponsorship Program round.

The recommendations presented and suggested funding allocations provided in this report are intended to assist Council in their deliberations to distribute the sponsorship budget.

This report also summarises sponsorship funding pre-committed by Council at its meeting on 25 June 2019 for events and festivals to be held during 2021/22. Council allocated $1,487,000 of the total 2021/22 sponsorship budget to support events and festivals entering into the third and final year of existing multi-year funding agreements.

Eight applications were received as part of the 2021/22 annual Events and Festivals Sponsorship Program (the Program) with total requests ($304,000) exceeding the remaining funding available after pre-commitments.

Total funding of $125,000 is recommended to successful applicants in 2021/22.

RECOMMENDATION

THAT COUNCIL

1. Approves the following funding recommendations for the Events and Festivals Sponsorship Program for the total amount of $125,000 in 2021/22:
    1.1 Adelaide Film Festival – 2021 Adelaide Film Festival: $70,000 in 2021/22.
    1.2 The Nature Conservation Society of South Australia Inc (NCSSA) – 2021 Nature Festival of South Australia: $45,000 in 2021/22.
    1.3 Art Gallery of South Australia – 2021 Tarnanthi Art Fair: $10,000 in 2021/22.
2. Notes that the 2021/22 sponsorship budget balance of $60,000 may be used to support suitable requests that have not yet engaged with the sponsorship process and timelines and/or meet additional operational requirements of the program.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Dynamic City Culture The applications in this report support a number of key outcomes from the City of Adelaide 2020-2024 Strategic Plan as well as Adelaide Economic Development Agency (AEDA) key focus areas.
Policy	The recommendations in this report align with the Events and Festivals Sponsorship Program Guidelines (Link 1 view here).
Consultation	An Advisory Panel comprising key staff from the City of Adelaide contributes insights, advice and knowledge to help inform the funding recommendations presented in this report.
Resource	Not as a result of this report
Risk / Legal / Legislative	Council has pre-committed $1,487,000 of the 2021/22 sponsorship budget to support the third and final year of existing multi-year funding agreements. Where the Council has promised to provide funding to an organisation, and this is set out in a contract, then the Council is required to fulfil this obligation. If the Council chooses not to fund or to reduce the level of funding to these organisations, then the Council will be exposed to the risk of a claim or legal action by the organisation for breach of contract or wrongful termination. If the organisation's legal action is successful, then the Council may be liable to pay damages to place the organisation into the same position that it would have been in had the contract been fulfilled.
Opportunities	The applications recommended for funding within this report address key deliverables from the City of Adelaide 2020-2024 Strategic Plan as well as AEDA's key focus areas. Application form questions have been designed to respond to all four themes of the Strategic Plan as well as AEDA priorities.
21/22 Budget Allocation	$1,672,000 available to funding recipients of which $1,487,000 is pre-committed to those entering into the third and final year of a multi-year funding commitment. $55,000 assigned to meet operational expenses incurred by the Sponsorship Program.
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Events and Festivals held during 2021/22.
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. At its meeting on 22 March 2016 Council approved an annual CPI increase for all Council funding initiatives from 2016/17.

   1.1. Therefore, the proposed sponsorship budget for 2021/22 is $1,727,000 (excluding resources).

   1.2. Of this, $1,487,000 has been pre-committed by Council to the following events/festivals entering into the third and final year of a multi-year funding arrangement (unless otherwise indicated):

1.2.1.	2021 Adelaide Festival of Ideas *(biennial)*	$ 40,000
1.2.2.	2021 SALA Festival	$ 55,000
1.2.3.	2021 OzAsia Festival	$ 65,000
1.2.4.	2021 National Pharmacies Christmas Pageant	$ 75,000
1.2.5.	2021 Australian International 3-Day Event	$ 55,000
1.2.6.	2021 Feast Festival	$ 45,000
1.2.7.	2021 Carols by Candlelight	$ 50,000
1.2.8.	2022 Adelaide International (Tennis)	$ 80,000
1.2.9.	2022 Santos Tour Down Under	$215,000
1.2.10.	2022 Adelaide Fringe	$280,000
1.2.11.	2022 Adelaide Festival	$320,000
1.2.12.	2021 Womadelaide	$ 75,000
1.2.13.	2021 Tasting Australia	$ 30,000
1.2.14.	2021 Adelaide Food Fringe	$ 62,000
1.2.15.	2021 Adelaide Cabaret Festival	$ 40,000

2. Multi-year funding commitments were introduced in response to the community need for commitments greater than one year to allow for the development of projects over time.

3. $55,000 of the proposed budget is allocated to meet operational expenses incurred by the Program as well as deliver on leveraging opportunities which assist in the promotion of key Council messages, projects and initiatives.

4. There is $185,000 remaining in the 2021/22 sponsorship budget to be allocated towards funding for this round.

5. The funding round opened on 26 March 2021 for six weeks and closed on 7 May 2021.

   5.1. For the first time, applicants were required to apply via the SmartyGrants grants management system which was purchase by Council to consolidate all tools and solutions used to manage grants and sponsorship across the organisation.

   5.2. Eight applications were received as part of the 2021/22 annual Events and Festivals Sponsorship Program round.

   5.3. Total requests ($304,000) exceed available funds.

   5.4. Two applications were deemed ineligible for funding so have not progressed to the assessment stage.

   5.5. Funding is recommended for three out of the six remaining applications. Detailed information on the applications assessed and the recommendations for Council consideration can be found at Link 2 view here.

   5.6. Support for these events expends $125,000 of the $185,000 funding available in 2021/22 leaving a budget balance of $60,000.

Licensed by Copyright Agency. You must not copy this work without permission.

6. All applications have been evaluated against the assessment criteria and weightings as detailed at Link 1 view here.

   6.1. Provisional changes were made to the sponsorship program guidelines, assessment criteria and application form questions to reflect the priorities of the new 2020-2024 City of Adelaide Strategic Plan as well as AEDA's key focus areas.

   6.2. An internal Events and Festivals Sponsorship Program Advisory Panel was established for the purpose of contributing insights, advice and knowledge to help inform the funding recommendations in this report. Key staff from Events, Marketing, Risk, Finance, Sustainability and Visitor Growth were represented on the panel.

7. Successful applicants will be required to enter into a funding agreement with AEDA detailing benefits in return for the sponsorship investment as well as mutually agreed KPI's.

8. A review of the Sponsorship Program will be undertaken prior to the opening of next funding round. An evaluation of current practices including the application process, delegations for the approval of funding as well as eligibility and assessment criteria will be conducted and will inform any changes to the Operating Guidelines. The outcome of the review will be presented to Council for noting.

9. Further requests for funding from applicants who have not yet engaged with the sponsorship program process and timelines may arise throughout 2021/22.

   9.1. These applications may be considered providing they meet eligibility criteria, align with Council and AEDA priorities and can demonstrate extenuating circumstances for not being able to apply within advertised funding timeframes.

   9.2. The sponsorship program budget balance of $60,000 may be utilised to support requests that meet these requirements.

   9.3. Funds may also be used to support other operational requirements incurred by the program throughout 2021/22 including the program review and audit.

DATA AND SUPPORTING INFORMATION

Link 1 – 2021/22 Events and Festivals Sponsorship Program Guidelines

Link 2 – 2021/22 Events and Festivals Sponsorship Program Funding Recommendations and Rationale

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Heritage Listed Property Insurance

ITEM 10.9 13/07/2021
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Grace Pelle, Manager, Finance & Procurement 8203 7343

2020/000150
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

EXECUTIVE SUMMARY

At the 28 January 2021 meeting, Council resolved that a brief report be submitted canvassing options to provide assistance to owners of heritage properties in the City of Adelaide, noting they are often charged higher rates to insure buildings because the buildings are listed as heritage.

This report summarises potential options available under the *Local Government Act 1999* (SA) (the Act) to provide rate relief for owners of heritage properties has been conducted and are presented to Council.

RECOMMENDATION

THAT COUNCIL

1. Notes the report.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities This report explores options to support owners of heritage listed properties in order to contribute to protecting Adelaide's built character and heritage.
Policy	Not as a result of this report
Consultation	Not as a result of this report
Resource	Not as a result of this report
Risk / Legal / Legislative	Not as a result of this report
Opportunities	Not as a result of this report
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. At its meeting on 28 January 2021, Council requested a report be prepared canvassing options to provide assistance to ratepayers of heritage listed properties in the City of Adelaide, noting such owners are often charged higher rates to insure their buildings because they are listed as heritage.
2. It is evident that heritage listed properties are a significant economic and cultural driver to the City of Adelaide and as such their prominence comes with higher maintenance and insurance costs.
3. As a consequence, it is important to consider the level of support the City of Adelaide can provide to assist these property owners.
4. The purpose of this report is to present options on ways we can deliver support using current rating legislation and policy. Other means of support such as grant schemes are included in the existing Heritage Strategy and funded via the Heritage Incentive Scheme.
5. In regards to rates, there are two main avenues that Council could use pursuant to the Act. Namely, a discretionary rebate or a special rate (differential rate):
    5.1. Section 166(1)(c) provides the ability for Council to implement a discretionary rebate of rates 'where the rebate will conduce to the preservation of buildings or places of historic significance.
    5.2. Section 156 provides the ability to apply differential rating according to the use of land, locality of land or some other basis determined by Council.
6. In consideration of any assistance provided through rates, it is important to remember that the fairness and equity principles of rating under legislation must be upheld. It is difficult to support an alteration to the current rating structure to provide assistance to one particular segment of the rating demographic.

Discretionary Rebate

7. In 2001 Council previously adopted and instituted a rate rebate scheme in relation to providing assistance to owners of heritage properties that was focused on assisting with the costs associated with conservation of listed properties.
8. The results of that rebate scheme were evaluated in 2002 by a consultant team from the University of South Australia Market Research Report on the Heritage Rate Rebate, 2002, Q2001/282 (Link 1 view here).
9. Based on interviews with rate payers who owned heritage listed properties, the research found that the scheme was not successful. The study found that:
    9.1. Only half of the rate payers who responded were aware they had received a rebate on their rates.
    9.2. 60% did not spend the rebated rate on their property and 40% that did, may have not directed that money to specific conservation works.
10. Under the *Local Government (General) Regulations 2013*, details of any rate rebate must be shown on the rates notice (it is a discount on the amount charged and effectively applies to the bill payer - whether or not they are the 'Principal Ratepayer').
11. Based on prior experience, if a rebate was introduced, it would not necessarily be passed on to the property owner and where it is, there is no way to ensure the assistance would be directed towards paying the insurance premium.
12. A discretionary rebate would not necessarily be commensurate to any specific increase in cost for the ratepayer but rather a set rate. This is similar to other rebates Council has had in place previously, eg pensioner rebates. This is due to the fact that there is no substantive basis for creating a rebate value.
13. If a discretionary rebate is approved, an example of the potential financial impact is shown below based on the total number of heritage listed properties:
    13.1. Depending on eligibility criteria that may be considered, the number of properties that would qualify for the rebate would reduce along with the financial impact.

Rebate	Heritage properties	Financial impact
$50.00	2362	$118,100
$100.00	2362	$236,200

Licensed by Copyright Agency. You must not copy this work without permission.

Separate Differential Rate

14. A legal opinion provided by Kelledy Jones Lawyers found there is insufficient scope to differentially rate heritage listed properties based on their heritage listing status.

15. We have considered all other aspects of the legislation with regards to rates, but none legally apply.

2019 Parliamentary Inquiry into Heritage recommendations

16. The 2019 Environment, Resources and Development Committee, Inquiry into Heritage Reform, made the following recommendation (as one of a series of recommendations):

    "A suitable long term funding base (that incentives management for heritage and disincentives deliberate neglect of heritage) for the management of heritage be identified by state government, in collaboration with local government and other stakeholders, and secured, in recognition of the value that heritage provides to the community, and to reduce the financial burden on owners maintaining and managing heritage properties".

17. This recommendation was informed by a high number of representations to the Parliament Committee's deliberations on the costs associated with the maintenance and upkeep of heritage places.

18. The Parliament Committee recommended that the State Government lead this action. To date, Council is not aware that this matter has progressed.

19. The Parliament Committee's recommendation is also consistent with the 2014 Expert Panel on Planning Reform's Final Report which recommended:

    "8.8 - Financing of heritage should be placed on a stable, long-term footing, with discounts on property-related taxes and a heritage lottery providing the basis for heritage grants."

20. Action 1.1 in Council Heritage Strategy Action Plan, adopted by Council in May 2021, recommends further advocacy by Council on reforms to funding support for owners of heritage places that are broader than the current arrangements.

DATA AND SUPPORTING INFORMATION

Link 1 - Market Research Report on the Heritage Rate Rebate 2002.Q2001/282

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Strategic Plan 2020-2024 – Year One Update

ITEM 10.10 13/07/2021
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Matthew Hulmes, Manager, Strategy & Insights 8203 7495

2021/01226
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

EXECUTIVE SUMMARY

The City of Adelaide 2020-2024 Strategic Plan was adopted by Council on 10 March 2020. 2020-2021 marks the first year of the 4 year Strategic Plan (the Strategic Plan).

The first year of delivery for the Strategic Plan occurred against the backdrop of major upheavals due to the COVID-19 pandemic which significantly impacted city businesses, our residents, and the wider community. The impacts of the shutdown of non-essential activity had an immediate and profound effect on income to Council and our ability to deliver for the community in our usual ways. This strengthened the need for the City of Adelaide to make the very best of the resources available and find innovative ways to deliver for our community.

This report provides an update on the activity that has occurred in year one to progress the 49 key actions in the Strategic Plan. Of the 49 actions, 46 had commenced, one had not commenced and two were completed during the 2020-2021 financial year.

Included in the Strategic Plan are 15 measures of success, which are indicators used to monitor the achievement of the outcomes of the Strategic Plan. The measures of success are tracked using data sourced from within the City of Adelaide and organisations such as the Australian Bureau of Statistics. Of the 15 measures of success, 8 recorded favourable movements, 2 recorded unfavourable movements, 4 had the baseline data established and one there was no data available at the time of writing.

The City of Adelaide has continued to live up to our Vision “The most liveable city in the world”. Together with our community we have demonstrated resilience in delivering our Strategic Plan outcomes (**Attachment A**) including but not limited to being the first Local Government Administration in South Australia to be Carbon Neutral Certified and delivering on our commitment to establish a City-Wide Business Model to support a Strong Economy. The outcome of which saw the establishment of the Adelaide Economic Development Agency.

RECOMMENDATION

THAT COUNCIL

1. Notes the progress updates provided for year one (2020-21) of the City of Adelaide 2020-2024 Strategic Plan, Attachment A to Item 10.10 on the Agenda for the meeting of the Council held on 13 July 2021.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities
Policy	Not as a result of this report
Consultation	Not at a result of this report
Resource	Not as a result of this report
Risk / Legal / Legislative	Not as a result of this report
Opportunities	Not as a result of this report
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. The COVID-19 pandemic presented many challenges for our community and our City. City businesses, our residents, and the wider community, and Council's own revenue base were all widely impacted.
2. The impacts of the shutdown of non-essential activity had an immediate and profound effect on income to Council and our ability to deliver for the community. This strengthened the need to use our resources more efficiently, diversify our revenue streams and plan for the expectations of our communities.
3. Over the past several months Council has been developing a business plan and budget for the next financial year, based on the concept of a 'break even budget' which lays a foundation to support the City to grow and recover from the impacts of the pandemic.
4. Key to this growth and recovery is supporting City businesses and attracting people back into the City, including through the new Adelaide Economic Development Agency and investing in the City, through projects such as 88 O'Connell and the redevelopment of the Central Market Arcade. Council is also focusing on financial sustainability, asset management and doing things differently, by implementing new ways to engage the community in Council decision making and streamlining Council policies, permits and fees to ensure we continue to balance efficiencies with meeting community expectations.
5. Our shared experience of COVID-19 has confirmed that Adelaide is one of the safest and most liveable cities in the world, demonstrating that we have a resilient community and all the qualities that make Adelaide. Designed for Life.
6. The City of Adelaide 2020-2024 Strategic Plan (the Strategic Plan) (Link 1) was adopted by Council on 10 March 2020. It outlines the vision shared by Council and the community for Adelaide to be the most liveable city in the world.
7. This vision is achieved through four community outcomes – Thriving Communities, Strong Economies, Dynamic City Culture, and Environmental Leadership. These outcomes are underpinned by Enabling Priorities, which outline how the City of Adelaide will work to achieve the four community outcomes.
8. Under each of the community outcomes are a series of statements that articulate the aspirations for the city. These aspirations are achieved through the delivery of 49 key actions and monitored through 15 measures of success.
9. Of the 49 key actions:
    - 9.1. 46 had commenced
    - 9.2. 2 were completed in 2020-21
    - 9.3. 1 had not commenced.
10. Of the 15 measures of success:
    - 10.1. Eight recorded favourable movements.
        - 10.1.1. The city's population is growing (Thriving Communities).
        - 10.1.2. Our residents are more physically active (Thriving Communities).
        - 10.1.3. The city has a greater share of the State's economy (Strong Economies).
        - 10.1.4. Increased cultural infrastructure (Dynamic City Culture).
        - 10.1.5. More city users agree the city is dynamic and full or rich and diverse experiences (Dynamic City Culture).
        - 10.1.6. Community greenhouse gas emissions are lower (Environmental Leadership).
        - 10.1.7. Council has the financial capacity to meet its long-term commitments (Enabling Priorities).
        - 10.1.8. Council delivers on its operational efficiency targets (Enabling Priorities).
    - 10.2. Two recorded unfavourable movements.
        - 10.2.1. There is more pedestrian movement in key areas of the city (Strong Economies).
        - 10.2.2. More domestic and international visitors (Dynamic City Culture).
    - 10.3. Four measures had their baseline figures established during 2020-2021.
        - 10.3.1. People feel safe in the city (Thriving Communities).
        - 10.3.2. More businesses in the city think the city is a good place to do business (Strong Economies).

Licensed by Copyright Agency. You must not copy this work without permission.

10.3.3. More residents agree that Council is taking steps to protect our environment (Environmental Leadership).

10.3.4. Council services meets the needs of the community (Enabling Priorities).

10.4. One measure did not have updated data available.

10.4.1. Less waste to landfill (Environmental Leadership).

11. The progress updates against the 15 measures of success and the 49 key actions are detailed in **Attachment A**.

DATA AND SUPPORTING INFORMATION

Link 1 - City of Adelaide 2020 – 2024 Strategic Plan

ATTACHMENTS

Attachment A – Strategic Plan 2020-2024 – Year One Update

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

2020 – 2024 Strategic Plan

Adelaide. The most liveable city in the world.

2020/21 update

CITY OF ADELAIDE

Item 10.0 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Acknowledgement of Country

City of Adelaide acknowledges the traditional Country of the Kaurna 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 Kaurna people living today.

And we also extend that respect to other Aboriginal Language Groups and other First Nations.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Contents

Introduction 5

Our Terminology Explained 6
How to read this document 7

Thriving Communities 8

How we will know we succeeded 9
Year One Updates 11

Strong Economies 14

How we will know we succeeded 15
Year One Updates 17

Dynamic City Culture 20

How we will know we succeeded 21
Year One Updates 23

Environmental Sustainability 26

How we will know we succeeded 27
Year One Updates 29

Enabling Priorities 32

How we will know we succeeded 33
Year One Updates 35

Item 10 10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Introduction

First shaped by the Kaurna People of the Adelaide Plains, then by Colonel William Light, Adelaide is a dynamic, accessible and safe city, that offers an enviable quality of life.

Adelaide is the world's only City in a park, surrounded by nationally heritage listed Park Lands. We are a creative City of makers and innovators and celebrate our status as an UNESCO City of Music.

We are one of Australasia's most digitally connected cities, with our Ten Gigabit Adelaide network empowering local businesses to realise their global potential.

We are an environmentally sustainable City, being the first Local Government Administration in South Australia to be Carbon Neutral certified.

Adelaide is a city of firsts, known for its social, cultural and technological innovation and now poised at the edge of many new possibilities that the growing space and future industries will bring.

As the Capital City Council of South Australia, the City of Adelaide (CoA) is:

- Home to over 25,000 residents
- Home to over 15,000 businesses
- Host to over 300,000 people in the City everyday

On 10 March 2020, Council unanimously adopted the City of Adelaide 2020 – 2024 Strategic Plan. The Strategic Plan sets the vision for Adelaide to be the most liveable city in the world. It identifies four community outcomes through which the vision will be delivered: Thriving Communities; Strong Economies; Dynamic City Culture; and Environmental Leadership. The four community outcomes are underpinned by Enabling Priorities. In June 2021, the Economist Intelligence Unit (EIU) Global liveabiity index announced Adelaide as the 3rd most liveable city in the world.

The outcomes reflect the aspirations of the community and Council and focuses our partnership and advocacy activities and drives programs and projects through the delivery of Key Actions.

Under each of the community outcomes are a series of statements that articulate the aspirations for the City. These aspirations are achieved through the delivery of 49 key actions and monitored through 15 measures of success.

The first year of delivery for the 2020 – 24 Strategic Plan occurred against the backdrop of major upheavals due to the COVID-19 pandemic significantly impacted city businesses, our residents, and the wider community as well as Council's own revenue base.

The impacts of the shutdown of non-essential activity had an immediate and profound effect on income to Council and our ability to deliver for the community in our usual ways. This strengthened the need for the CoA to make the very best of the resources available.

Item 10.10 – Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Our terminology explained

In the first year of the Strategic Plan, Key Actions have been marked as 'commenced', 'not commenced' or 'completed'.

- If a Key Action has commenced, it means that some activity has occurred during 2020 –2021 to progress that action.
- If a Key Action has not commenced, it means that no activity was undertaken during the financial year.
- Where a Key Action is marked as 'completed', it means that the Key Action has been achieved and there is no further activity required for the remainder of the life of the Strategic Plan.

An update on the 15 Measures of Success is also included in this document. The updates show progress on how we have progressed with delivering what we set out to achieve.

In the report, Measures of Success are marked as 'favourable movement', 'unfavourable movement', 'baseline established this year' or 'no update available'; and can be determined as follows:

- 'Favourable movement' – in addition to the baseline figure new data is available and the direction of change is what we want to see.
- 'Unfavourable movement' – in addition to the baseline figure new data is available but the direction of change is not what we want to see.
- 'Baseline established this year' – during 2020 – 2021 work was undertaken to develop a baseline.
- 'No update available' – a baseline figure was determined prior to 2020 – 2021 however there was no new data available at the time of writing.

Each Measure of Success is a simple statement of what we want to see happen. So that we can objectively assess this, these Measures of Success have been further defined so that they are quantifiable. The data used for each of the Measures of Success have been carefully selected from CoA and external data sources so that they can be reliably tracked over time.

Examples of this process are provided below:

- Under the Thriving Communities outcome, one of the Measures of Success is to see that the city's population is growing. The city's population growth is 'counted' using the 'estimated resident population' or 'ERP', which is the official population estimates produced by the Australian Bureau of Statistics. For this Measure of Success, the baseline figure of 25,549 residents was determined and is used as the starting point upon which future population figures will be compared.
- Under the Dynamic City Culture outcome, the Measure of Success, 'more domestic and international visitors' saw an unfavourable movement as the number of visitors fell compared to the baseline figure, which is not the direction of change we want to see. In contrast, under the Environment Leadership outcome, the Measure of Success 'community greenhouse gas emissions are lower' saw a favourable movement. This is because the amount of greenhouse gas emissions decreased, which is the direction of change we want to see.

Item 10.10 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

How to read this document

The legend below has been used throughout this document to provide an easy way to view the status of our Key Actions and Measures of Success.

Key Action - legend

- commenced
- not commenced
- completed

Measures of Success - legend

- favourable movement
- unfavourable movement
- baseline established in 2021-22
- no update available

Below is an example of one of our Measures of Success, with an explanation of what each field represents / means:

1 **The City's population is growing**

2 **favourable movement**

3 **Measured by:** Number of city residents

4 **Baseline:** 25,549 (2018/2019)

5 **Update:** 26,177 (2019/2020)

6 **Source:** ABS, estimated resident population, Regional Population by Age and Sex

7 **Commentary on update:**

Based on ABS estimates, the population of the CoA increased by 2.5% between 2018/2019 and 2019/2020. This is consistent with the long-term (10 year) average annual growth rate. The population effects of COVID-19 will not be seen until the population estimates for 2020/2021 are available.

1. This is what we want to see happen (what success looks like)
2. The direction of movement we have seen
3. This is what we measure
4. This was our first data point
5. This is the latest data we have
6. This is where the data comes from
7. This is some information about the data we think you might like to know

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Outcome 1

Thriving Communities

Council will create a city that is welcoming, inclusive and accessible to all

How we will deliver this outcome

- 1.01 Leverage the Adelaide Park Lands to promote health, wellbeing and lifestyle experiences
- 1.02 Build and be guided by the Wellbeing Dashboard
- 1.03 Continue support for the Adelaide Zero Project and other initiatives to achieve functional zero homelessness
- 1.04 Develop diverse places, and facilities with and for young people
- 1.05 Support health and housing for vulnerable people and young people
- 1.06 Support volunteerism to build community capacity and connectedness
- 1.07 Develop plans to improve mobility and physical and digital access and connectedness
- 1.08 Implement City Access projects (walking, cycling and public transport) in partnership with the State Government, including the North-South and East-West city bikeways
- 1.09 Pursue affordable, reliable links to airports, regions and suburbs
- 1.10 Support delivery of welcoming civic infrastructure / third spaces to foster community connections through the adoption of universal and sustainable design principles
- 1.11 Work with the State and Federal Government to future proof infrastructure for emerging modes of transport, and trial smart, sustainable forms of public transport

Key Action - legend

- commenced
- not commenced
- completed

Measures of Success - legend

- favourable movement
- unfavourable movement
- baseline established in 2020 - 2021
- no update available

Council Meeting - Agenda - 13 July 2021
Item 10.10 - Attachment A
Licensed by Copyright Agency. You must not copy this work without permission.

How we will know we succeeded

The City's population is growing

favourable movement

Measured by: Number of city residents

Baseline: 25,549 (2018/2019)

Update: 26,177 (2019/2020)

Source: ABS, estimated resident population, Regional Population by Age and Sex

Commentary on update:

Based on ABS estimates, the population of the CoA increased by 2.5% between 2018/2019 and 2019/2020. This is consistent with the long-term (10 year) average annual growth rate. The population effects of COVID-19 will not be seen until the estimates for 2020/2021 are available.

Our residents are more physically active

favourable movement

Measured by: Times per week where residents undertake at least 30 minutes or more of physical activity

Baseline: 4.13 (2019)

Update: 4.33 (2020)

Source: CoA Resident Survey

Commentary on update:

The update was collected in October 2020, following the harshest impacts of COVID-19 on the physical and social activities of city residents.

People feel safe in the city

baseline established in 2020-2021

Measured by: Share of residents who agree that the city has public spaces that I feel safe to use.

Share of city users who agree that the city has public spaces that I feel safe to use.

Baseline: 89% (residents) / 87% (city users)

Update: No update available

Source: CoA Resident Survey and City User Profile Survey

Commentary on update:

Baseline data for this measure for residents was collected in October 2020 and updated data will be available in the second half of 2021. The baseline figure for city users was established in 2021 and updated data will be available in 2022.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

What we want to achieve together

- Healthy and resilient communities
- Safe and welcoming community spaces
- Well-planned and inclusive residential population growth
- Functional zero homelessness
- A safe, affordable, accessible, well-connected city for people of all ages and abilities, and all transport modes
- Increase community use of and access to the Adelaide Park Lands

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

1.01 Leverage the Adelaide Park Lands to promote health, wellbeing and lifestyle experiences

Commenced

The Recreation and Sports Grants enabled 20 organisations to increase participation in sport and recreation activities across the City and in the Adelaide Park Lands. The Adelaide Aquatic Centre delivered swimming lessons to over 2,800 children, exceeding the pre-COVID number of participants. The CoA commissioned a Sports Courts Needs Analysis to inform future provision of sports courts in the City and Park Lands. A 'Clubs Development Inclusion' study was completed and will inform future strategies for increasing the inclusivity of sporting and recreation offerings in the Park Lands. Council endorsed the relocation of a beach sports facility to Bonython Park / Tulya Wardli (Park 27).

1.02 Build and be guided by the Wellbeing Dashboard

Commenced

The CoA Wellbeing Dashboard was launched on 5 May 2021. The 34 indicators across 7 theme areas will guide Council's future decision making and investment across a holistic range of services. The Community Development grants focused on delivering social connection and inclusion outcomes to aid COVID-19 recovery in city communities. Other activities undertaken throughout the year included 14 Neighbour Day gatherings building community connections, Nutrition Week workshops held at libraries, a Well City event co-hosted by the Lord Mayor at Adelaide Town Hall, an Adelaide Symphony Orchestra accessible performance development partnership, and the development of Council of Capital City Lord Mayors Arts & Culture Action Plan with a focus on building a resilient creative workforce.

1.03 Continue support for the Adelaide Zero Project and other initiatives to achieve functional zero homelessness

Commenced

The Strategic Partnership with the Don Dunstan Foundation concluded on 31 December 2020. The City of Adelaide continues to provide support to the Adelaide Zero Project Backbone Team, now based at the Australian Alliance for Social Enterprise.

1.04 Develop diverse places, and facilities with and for young people

Commenced

"Chalk Sticks" a Welcoming Space for Young People was launched in the south west corner of Tarntanyangga/Victoria Square. This initiative aimed to celebrate the importance of young people and increase their sense of welcome and use of the City environment.

1.05 Support health and housing for vulnerable people and young people

Commenced

Council endorsed the Draft Homelessness, Social and Affordable Housing Policy for consultation on 13 April 2021. The purpose of the policy is to clarify the CoA's role in relation to homelessness, social housing (public and community), and affordable housing. It responds to the CoA's overarching vision for Adelaide to become the most liveable city in the world. The CoA is represented on a State Government led Health and Wellbeing Taskforce concerned with achieving better outcomes for visitors to Adelaide from remote Aboriginal communities.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

1.06 Support volunteerism to build community capacity and connectedness

Commenced

The City celebrated volunteers in May 2021, recognising the 260-plus CoA volunteers with the theme 'Recognise, Reconnect, Reimagine'. 85-plus volunteers were engaged across community centres and libraries including digital literacy one-on-ones and MyHealth help sessions run at the libraries. The City Shed was launched in April and is an opportunity for community volunteers and participants to lead and engage in social activities and woodworking.

1.07 Develop plans to improve mobility and physical and digital access and connectedness

Commenced

The CoA Ten Gigabit project was officially completed in October 2020 with 1000 buildings connected to the ultra-high speed fibre optic network. The project was launched in 2018 as a commitment to providing city businesses with the opportunity share and receive high volumes of data at ten gigabit per second data speeds. The CoA has partnered with the South Australian Department for Infrastructure and Transport (DIT) to develop a City Access Strategy. The City Access Strategy will take a long-term, integrated approach to planning transport infrastructure services to the City.

1.08 Implement City Access projects (walking, cycling and public transport) in partnership with the State Government, including the North-South and East-West city bikeways

Commenced

The North-South Bikeway is progressing with design underway for the final sections. Construction is expected to be complete by the end of 2021 for all but one section where adjacent private development activity is delaying construction. The East-West Bikeway project was not approved by Council. The CoA is working with the State Government to reallocate the grant funding to other cycling infrastructure projects in the city.

1.09 Pursue affordable, reliable links to airports, regions and suburbs

Not Commenced

There was no activity toward this action in 2020-2021.

1.10 Support delivery of welcoming civic infrastructure / third spaces to foster community connections through the adoption of universal and sustainable design principles

Commenced

Following the expiration of the lease at 171 Sturt Street, the South West Community Centre was successfully transitioned to its temporary location at the Minor Works Building in January 2021. The Minor Works Building is located at Stamford Court within the award winning Ergo Apartments.

Item 10.10 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

1.11 Work with the State and Federal Government to future proof infrastructure for emerging modes of transport, and trial smart, sustainable forms of public transport

Commenced

The CoA is working with the State Government to trial shared mobility E-scooters. The outcomes of the trial will help to shape shared mobility policy at a state and federal level.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Outcome 2

Strong Economies

Council will champion a robust and diversified economy where innovation and low costs support growth and investments

How we will deliver this outcome

- 2.01 Develop 88 O'Connell Street
- 2.02 Redevelop Adelaide Central Market Arcade and Market District
- 2.03 Establish a Smart Visitor Experience Centre
- 2.04 Provide connections, opportunities and a supportive environment for start-ups to test, trial and innovate
- 2.05 Reduce and streamline Council policies, permits and fees to reduce the cost base of doing business in the City
- 2.06 Support and develop diverse creative and social industry sectors
- 2.07 Develop spatial plans to support future growth in the city
- 2.08 Facilitate creative uses of the public realm and ventures in underutilised city buildings
- 2.09 Activate main streets and develop unique precincts to support a diverse range of businesses and communities
- 2.10 Implement a City Wide Business Model

Key Action - legend

- commenced
- not commenced
- completed

Measures of Success - legend

- favourable movement
- unfavourable movement
- baseline established in 2020 - 2021
- no update available

Item 10.10 - Attachment A
Special Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

How we will know we succeeded

The city has a greater share of the State's economy

favourable movement

Measured by: City's economy as a share of the South Australian economy
Baseline: 17.9% (2018/2019)
Update: 18.2% (2019/2020)
Source: National Institute of Economic and Industry Research (NIEIR) presented by economy.id

Commentary on update:

The size of a local economy is measured by its wealth or gross regional product (GRP). In 2019/2020, the city economy was worth $20.16 billion, accounting for 18.2% of the State's economy.

There is more pedestrian movement in key areas of the city

unfavourable movement

Measured by: Monthly average of unique device detections across the city
Baseline: 9.9 million (year to April 2020)
Update: 8.6 million (year to April 2021)
Source: CoA – Kepler Analytics

Commentary on update:

In the 12 months to April 2020, an average of 9.9 million unique devices were detected per month across all sensors in the city. In the following year, the number of average monthly unique device detections fell by 13.4% to 8.6 million. This is due to a marked decreased in unique device detections during May/June 2020 at the height of public activity restrictions as a result of COVID-19.

More businesses in the city think the city is a good place to do business

baseline established in 2020 – 2021

Measured by: Share of city businesses who agree that the city is a good place to do business
Baseline: 72% (2020)
Update: No update available
Source: CoA Business Insights Survey

Commentary on update:

Baseline data for this measure was collected in October 2020. Updated data will be available in the second half of 2021.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

What we want to achieve together

- The lowest cost capital city with the least red tape
- Greater digital capabilities and connectivity through Ten Gigabit Adelaide, enhancing capacity for innovation
- Attraction and retention of a broad range of businesses and investment
- Be a test bed for innovation in diverse industries
- Main streets and laneways activated for economic growth

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

2.01 Develop 88 O'Connell Street

Commenced

The CoA executed a Land Facilitation Agreement with the developer, Commercial & General in December 2020. The Development Application has been lodged with the State Commission Assessment Panel.

2.02 Redevelop Adelaide Central Market Arcade and Market District

Commenced

Development Approval was received from the State Commission Assessment Panel in January 2021. Development planning and further design work is underway with ICD Property seeking relevant pre-commitments.

2.03 Establish a Smart Visitor Experience Centre

Commenced

The Visitor Information Centre was relocated from James Place to the Colonel Light Centre, 25 Pirie Street, early in 2021. Strategic and commercial partnerships for the Visitor Centre are being scoped. The CoA is working with the Australian Government as part of the Adelaide City Deal in planning the delivery of a new Experience Adelaide Smart Visitor Centre.

2.04 Provide connections, opportunities and a supportive environment for start-ups to test, trial and innovate

Commenced

Through the CoA's ambition to be one of the world's first carbon neutral cities, the aim is to provide a supportive environment for innovation and start-ups. The Sustainability Incentives Scheme includes rebates for the most cutting-edge technology solutions, including shared solar and smart electrical vehicle charging. "Shared solar" is an emerging solution for apartments. It allows a solar system to provide electricity into the dwellings, rather than servicing just common areas. This uses more of the power generated before exporting to the grid. Two innovative projects sought rebate funding for shared solar in the CBD in 2020/21. The Carbon Neutral Adelaide Partnership program provided innovative companies, including start-ups, a range of ways to profile their solutions to potential markets.

2.05 Reduce and streamline Council policies, permits and fees to reduce the cost base of doing business in the City

Commenced

Council endorsed the Temporary Use of Public Space Policy. This policy combines and supersedes multiple policies to simplify the policy environment for customers. A new Permit Fee Model was endorsed and communicated to customers. Commencing on 1 July 2021, the fee model is now consistent, principle-based, and significantly simplified with five fee rates in place instead of the previous 42.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

2.06 Support and develop diverse creative and social industry sectors

Commenced

Activities to support the creative and social industry sectors included: a cultural strategic partnership between the CoA and Expressions Media to develop 'Vaulting Ambitions'; an incubator program developed under 'The Business of Being Creative' banner; Christmas Incentive Scheme; Guildhouse reVision philanthropic cultural strategic partnership; Mercury CX hothouse screen industry development cultural strategic partnership; City Mobilities partnership with the Mill and Open Space Contemporary Arts; and ACE Open City of Adelaide studio program. The Arts & Cultural Grants were fully subscribed. There was increased use of Adelaide Town Hall Community Activation Fund, and the Aboriginal and Torres Strait Islander professional development grants were launched.

2.07 Develop spatial plans to support future growth in the city

Commenced

Input was provided into the creation of the new state-wide Planning and Design Code (the Code). The Code commenced operation in March 2021 and replaces the Adelaide (City) Development Plan. The Code includes all zones requested by Council with the content being reviewed to ensure it supports creating a vibrant, diverse, and liveable city.

2.08 Facilitate creative uses of the public realm and ventures in underutilised city buildings

Commenced

Delivered three City of Music Laneways: Sia Furler Lane; No Fixed Address Lane; and Cold Chisel Lane. The No Fixed Address band and Jimmy Barnes visited Adelaide to co-launch their Lanes, generating significant local and national media interest.

2.09 Activate main streets and develop unique precincts to support a diverse range of businesses and communities

Commenced

The Mainstreets Revitalisation Program has delivered a series of Lord Mayor Roundtables and key stakeholder engagement through a new single point of contact place coordination approach. Extensive research and stakeholder engagement informed mainstreets revitalisation planning, and $200,000 was secured for Mainstreets Revitalisation & Improvement Grants for businesses to enhance street frontages. The Moonta Street Upgrade is a construction project that will create a high-quality pedestrian environment and improved experience for shoppers, diners, and visitors. The upgrade includes replacement of the old paving, the planting of two new trees at the Gouger Street end of Moonta Street to provide greenery, cooling and shade and improvements to stormwater management. Construction is currently underway and the project is on track for completion in October 2021. Market to Riverbank Bentham Street construction works were placed on hold due to the interface with the Peppers Medi Hotel on the corner of Bentham Street.

Item 10.10 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

2.10 Implement a City Wide Business Model

Completed

In October 2020, the CoA resolved to amend the Charter of the Rundle Mall Management Authority to expand its Objects, Purpose, Powers, Functions and Duties. The amended Charter, including change of name to the Adelaide Economic Development Agency (AEDA) was published in the Government Gazette on 14 January 2021 and AEDA formally commenced operations on 18 January 2021. The objects and purpose of AEDA are:

- To accelerate economic growth in the CoA by attracting investment and supporting businesses, festivals and events, as well as visitor, student and residential growth.
- To promote the CoA as a destination and 'magnet city' and increase its visitation and use by residents, workers, visitors and the community in general.
- To position the Rundle Mall as the State's premier retail and commercial shopping precinct in order to sustain retail, business and economic viability.

AEDA is governed by a skills-based Board of Management and the Lord Mayor is Council's representative on the Board.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Outcome 3

Dynamic City Culture

Council will continue to create a beautiful, diverse city that celebrates its natural, cultural, and built heritage

How we will deliver this outcome

- 3.01 Support, promote and share Aboriginal and Torres Strait Islander cultures and pay homage to the Kaurna people as traditional owners
- 3.02 Pursue world and State heritage listing for the Adelaide Park Lands and city layout
- 3.03 Encourage smart, creative, adaptive reuse of heritage assets, including through incentives and promotion
- 3.04 Support development of new cultural and civic infrastructure for the city
- 3.05 Upgrade major recreational facilities
- 3.06 Develop asset management plans to provide for future generations
- 3.07 Deliver diverse parks and playspaces
- 3.08 Increase public art throughout the city in collaboration with the private sector
- 3.09 Connect City users to place through curated city experiences
- 3.10 Support community diversity, cultural expression, experiences and participation
- 3.11 Expand Adelaide's global reputation as a 'magnet city' and UNESCO City of Music, through world class events, live music, festivals and activation

Key Action - legend

- commenced
- not commenced
- completed

Measures of Success - legend

- favourable movement
- unfavourable movement
- baseline established in 2020 - 2021
- no update available

Item 10.10 - Attachment A
Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

How we will know we succeeded

More domestic and international visitors

unfavourable movement

Measured by: Number of domestic and international visitors to the city
Baseline: 2.7 million (year to December 2019)
Update: 995,078 (year to December 2020)
Source: Tourism Research Australia, unpublished data

Commentary on update:

Domestic and international visitation was affected for much of calendar year 2020 due to the international border closure and the extended lockdown in Victoria, a key domestic tourism market for South Australia.

Increased cultural infrastructure

favourable movement

Measured by: Count of cultural infrastructure in Adelaide and North Adelaide
Baseline: 1,286 (2019/2020)
Update: 1,306 (2020/2021)
Source: CoA data

Commentary on update:

A definition for cultural infrastructure has been developed for the CoA. It includes 'physical' infrastructure such as theatres, museums, public art, events spaces, and art galleries as well as 'intangible' infrastructure such as grants and digital spaces.

More city users agree the city is dynamic and full of rich and diverse experiences

favourable movement

Measured by: Share of city users who consider the city to be a welcoming and dynamic place full of rich and diverse experiences
Baseline: 80% (2019)
Update: 81% (2021)
Source: CoA City User Profile Survey

Commentary on update:

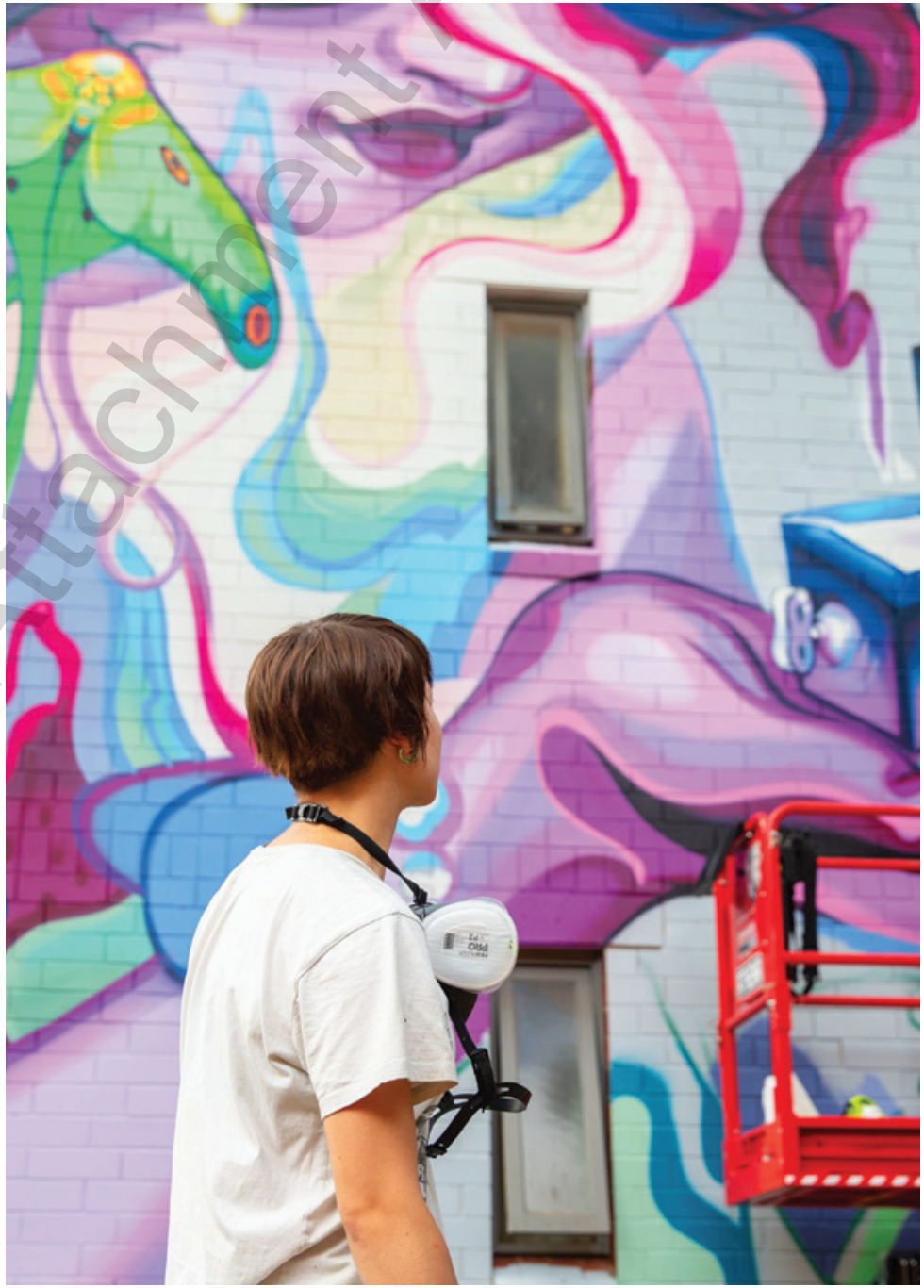
Data from the latest City User Profile Survey showed that city users continue to consider the city as dynamic and full of rich and diverse experiences. The share of city users who strongly agreed with this statement increased marginally from 80% to 81% between 2019 and 2021.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

What we want to achieve together

- Aboriginal and Torres Strait Islander peoples and cultures strongly represented in city life
- Beautiful, surprising places
- Global connections and collaborations
- Celebration of diverse community and collaborations
- New culture and civic infrastructure
- Protection, preservation, and promotion of our unique built, natural, and cultural heritage



Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

3.01 Support, promote and share Aboriginal and Torres Strait Islander cultures and pay homage to the Kaurna people as traditional owners

Commenced

The Stretch Reconciliation Action Plan 2021 – 24 was endorsed by Council in June 2021. Kaurna Cultural Burn was successfully held on Friday 14 May. Kids on Country was held on 10 June 2021.

3.02 Pursue world and State heritage listing for the Adelaide Park Lands and city layout

Commenced

Further research into the heritage values of the Park Lands and City layout has been undertaken with the potential for the colonial settlement story of Adelaide to be of world heritage value. Council is supporting progressing a nomination jointly with the Mount Lofty Ranges. This provides opportunity to tell a broader story including of the traditional owners.

3.03 Encourage smart, creative, adaptive reuse of heritage assets, including through incentives and promotion

Commenced

Council adopted the Heritage Strategy and Action Plan in May 2021, including actions directed at facilitating further adaptive re-use of heritage assets. Three new case study videos were produced showing creative ways to re-use heritage assets. This included a church conversion to a dwelling on Finniss Street North Adelaide and an office re-fit for the Darling Building on Franklin Street and on Wyatt Street. The Heritage Incentives Scheme provided over $1 million in grants to owners of heritage places to support conservation and restoration works enabling ongoing use. Council also delivered the SA History Festival Events, including two presentations by Council's Heritage Architects on adaptation and re-use of heritage places.

3.04 Support development of new cultural and civic infrastructure for the city

Commenced

The CoA commissioned a report to document the value of artist studios for the City. Development of a Council of Capital City Lord Mayor's (CCCLM) Arts & Culture Action Plan continued with a focus on creative cultural infrastructure. A definition of 'cultural infrastructure' was developed to enable the CoA to quantify and track this Strategic Plan measure of success over time. Extensive research was conducted to inform the definition, including liaison with other capital cities in Australia.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

3.05 Upgrade major recreational facilities

Commenced

Investigations of options for aquatic facilities proceeded throughout the year. The CoA is currently undertaking a detailed feasibility study for an aquatic facility at a new site in Denise Norton Park / Pardipardinyilla (Park 2). Council is continuing to advocate for funding from other tiers of government.

3.06 Develop asset management plans to provide for future generations

Commenced

The CoA developed a Strategic Asset Management Plan (SAMP) to provide a high-level integrated framework to deliver on the infrastructure needs and objectives identified in the City of Adelaide Strategic Plan 2020 – 24. Community engagement on the SAMP occurred in April/May 2021. Following the finalisation of the SAMP, the CoA will be working on its Asset Management Plans. There will be a plan for each of the six categories of assets that the CoA delivers.

3.07 Deliver diverse parks and playspaces

Commenced

Several projects were delivered or progressed over the year. This included delivery of the Quentin Kenihan Inclusive Playspace in Rymill Park / Murlawirrapurka (Park 14), which was designed to meet best practice principles in inclusive playspace design, balancing the needs of all users and maximising play value. Construction of the City Skate Park commenced. The design was informed by community engagement including through the Community Skate Advisory Group. The Skate Park has a street skate style with existing trees integrated into the design. Lighting will encourage safe use.

3.08 Increase public art throughout the city in collaboration with the private sector

Commenced

Public art installed include 'The Pigeon' and 'Tracking Connections' in Gawler Place, Vietnamese Boat Peoples Monument and Quentin Kenihan Play Space artwork. Other installations include Produce Lane artwork, Women in the Chamber Portraits, Adelaide Festival Plastic Bag Store exhibition, Collections Project in partnership with Guildhouse, Adelaide Symphony Orchestra and Adelaide Festival Centre. Illuminate Adelaide 2021 artwork was commissioned.

3.09 Connect City users to place through curated city experiences

Commenced

A comprehensive city-wide activation program was delivered including 2020 Winter Weekends, 2020/2021 Street Beats & Eats, and East End Unleashed. Significant city events delivered include: Twilight Fringe on O'Connell; Gouger Street Feast; and Gouger Street Yum Cha. More than 200 medium and major events were hosted in the Park Lands and city roads for the 2020/2021 financial year, despite the challenges and restrictions of COVID-19. These events brought thousands of people back into the City particularly during the summer festival season of 2020/2021.

Item 10.10 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

3.10 Support community diversity, cultural expression, experiences and participation

Commenced

During the year, the CoA partnered with numerous organisations to deliver activities to support community diversity, cultural expression, experiences and participation. These included the Philosophy Cafe partnership with the Adelaide University, Tech Talks with the University of South Australia, Poet in Residence partnerships with Spoken Word, Memory Museum Partnership with Thick as Thieves, and many more. Other activities carried out include Music in the Library series featuring local musicians, a Musical Theatre residency, Feast Festival workshops and residencies, and SALA curator, exhibition and workshop program.

3.11 Expand Adelaide's global reputation as a 'magnet city' and UNESCO City of Music, through world class events, live music, festivals and activation

Commenced

Council approved the Christmas Festival Action Plan 2021 – 24, which will lead a new approach to delivering Christmas with partners, businesses, community, artists and creatives city-wide. Delivered the first Adelaide's Christmas Festival 2020 including the delivery of the Christmas Incentive Scheme to 66 businesses and creatives for Live Music and Performance, Makers Markets, Window Wonderland and Community Events. The City enabled the summer event season to stage some of the largest and safest events and festivals globally during the pandemic. New approaches were developed with partners for social distanced events including the locally produced Summer Sounds Festival with live music events over 18 days in January 2021. The event sold over 30,000 tickets. In 2020, the New Year's Eve Event at Elder Park and the fireworks were cancelled due to COVID-19. The CoA worked with local restaurants, bars, cafes and accommodation providers to develop offers and staycation deals, and support to venues that had programmed live music on New Year's Eve. Twelve individual venues were supported by payment of musicians on New Year's Eve to the value of $14,000. A review of Council's approach to the event is currently being undertaken.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Outcome 4

Environmental Leadership

Council will be a leader in responding to climate change and support our community and businesses to be resilient in the face of environmental challenges

How we will deliver this outcome

- 4.01 Increase street tree canopies and green infrastructure in city hot spots and public spaces
- 4.02 Implement improvements to city-wide waste and recycling services to support the transition to a circular economy
- 4.03 Educate and support our community to be zero-waste, water sensitive, energy efficient and adaptive to climate change
- 4.04 Support our community to transition to a low carbon economy through education, incentives and appropriate infrastructure
- 4.05 Enhance biodiversity in the Park Lands and connect our community to nature
- 4.06 Implement the Carbon Neutral Strategy for the city and achieve carbon neutral certification for our operations
- 4.07 Support all CBD businesses to be green accredited
- 4.08 Protect and conserve the heritage listed Adelaide Park Lands

Key Action - legend

- commenced
- not commenced
- completed

Measures of Success - legend

- favourable movement
- unfavourable movement
- baseline established in 2020 - 2021
- no update available

Item 10.10 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

How we will know we succeeded

Community greenhouse gas emissions are lower

favourable movement

Measured by: Tonnes of carbon dioxide equivalent (C02e)
Baseline: 1.03 million C02e (2018/19)
Update: 986,160 C02e (2019/2020)
Source: CoA Community Carbon Inventory

Commentary on update:

The city's community greenhouse gas emissions in 2019/2020 were 986,160 tonnes of carbon dioxide equivalent, which is a 21% reduction in emissions relative to the 2006/2007 base year and 4.5% reduction relative to 2018/2019. The downward trend reflects increasing renewable generation in the SA electricity grid and reduced electricity use. Stationary energy (44%) and Transportation (35%) contribute most of the city's emissions.

Less waste to landfill

no update available

Measured by: Share of residential kerbside waste collection diverted from landfill
Baseline: 53.6%
Update: No update available
Source: CoA data

Commentary on update:

The CoA is currently developing a suite of programs to meet the goals of the Resource Recovery (Organics, Recycling and Waste) Strategy 2020 – 2028, which was adopted by Council in November 2020, including to meet the target of 75 percent diversion of waste from landfill in residential kerbside collected waste. Subsequent waste audits will be conducted to measure the success of these programs and to provide an update on the percentage of residential kerbside waste collection diverted from landfill against the 2019 baseline year of 53.6%.

More residents agree that Council is taking steps to protect our environment

baseline established in 2020-2021

Measured by: Share of city residents who agree that Council is taking effective steps to protect our natural environment
Baseline: 69% (2020)
Update: No update available
Source: CoA Resident Survey

Commentary on update:

Baseline data for this measure was collected in October 2020. Updated data will be available in the second half of 2021.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

What we want to achieve together

- One of the world's first carbon neutral cities by 2025, where sustainability is core
- A transition to low carbon and circular economies
- Enhanced greening and biodiversity
- A climate ready organisation and community
- Integrated and sustainable development

Item 10.10 - Att

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

4.01 Increase street tree canopies and green infrastructure in city hot spots and public spaces

Commenced

Greening works continue to be carried out in various locations across the city. The Whitmore Square Greening project is well underway and is being delivered in accordance with the Whitmore Square / Ipparrityi Master Plan approved by Council in 2019. Greening is also being carried out in the City's North West and South West. Locations for increased greening include Young Street, Gray Street and Byron Place.

4.02 Implement improvements to city-wide waste and recycling services to support the transition to a circular economy

Commenced

The Resource Recovery (Organics, Recycling and Waste) Strategy and Action Plan 2020 – 28 was adopted by Council in November 2020. Three Resource Recovery Advisor and one Waste and Recycling Education Coordinator roles have since been filled to develop a range of programs to support city-wide improvements for waste and recycling and to achieve the goals and targets set out in the Strategy.

4.03 Educate and support our community to be zero-waste, water sensitive, energy efficient and adaptive to climate change

Commenced

Following the adoption of the Resource Recovery (Organics, Recycling and Waste) Strategy and Action Plan 2020 – 2028 by Council in November 2020, the CoA has produced new and engaging education material for residents. This includes a new 'Recycling and Waste Calendar' delivered in December 2020. The calendar features comprehensive information on what materials go in which bin. CitySwitch is a program run in all capital cities that assists office-based businesses to reduce energy, waste and waste in their operations. Two organisations headquartered in Adelaide were featured in the 2021 awards – Uniting Communities and dsquared Consulting for their advanced leadership in sustainability. The Energy Assessment Program for small business was launched on 5 May 2021, targeting the food services, accommodation, and retail sectors. The first 50 eligible small businesses to sign up will receive a free assessment that will identify energy saving opportunities, and the resulting cost savings every year. Program participants will receive an action plan, with recommendations on energy saving upgrades and projects such as efficient lighting, appliances or equipment to reduce bills and improve sustainability. The CoA provides financial incentives for sustainable technology installation in apartments, houses, and commercial buildings to improve energy and water performance. At 24 May 2021 the approved applications for 2020/2021 included 35 rebates amounting to $72,137 supporting a further $420,591 in community investment. The rebates assisted ratepayers to install 24 solar PV systems, complete energy efficiency improvements in three apartment buildings, install four electric vehicle chargers, complete three carbon neutral certifications and one NABERs rating.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

4.04 Support our community to transition to a low carbon economy through education, incentives and appropriate infrastructure

Commenced

As of 21 May 2021, there were 196 Carbon Neutral Adelaide partner organisations publicly committed to reducing carbon emissions in the community.A program of education was aimed at the business community to accelerate their uptake of lower carbon solutions. These include:

- A webinar series covering energy efficiency in business, shared solar for apartments, and carbon offsetting in Australia.
- Video case studies of the Adelaide Festival's journey to carbon neutrality.
- A showcase event and a series of case studies that highlights leadership in energy, transport, waste and carbon neutrality.
- A 'speed date a sustainability' expert event tailored to the needs of city businesses.
- An industry tour of Majestic M Suites to learn about its unique and leading energy efficiency features.

The CoA has continued to maintain 40 off and on-street electric vehicle (EV) charging stations throughout the City and has established systems for managing, monitoring, and maintaining these systems. The Sustainability Incentives Scheme supported eight new EV charging stations at two residential locations and two commercial sites. The CoA has also responded to an invitation from the South Australia's Electric Vehicle Charging Network to host additional off-street car charging stations and has applied for additional funding to support the UPark Smart EV Fleet Project. This project will incorporate and leverage the CoA Power Purchase Agreement (PPA) for renewable electricity and on-site solar, in combination with network demand management, to optimise the consumption of renewable electricity.

4.05 Enhance biodiversity in the Park Lands and connect our community to nature

Commenced

No progress on Karrawirra Parri Wetlands and Nature Space Project. This project has been placed on hold.

Phase 1 of the Kaurna Kardla Burn Project in Carriageway Park / Tuthangga (Park 17) was delivered in partnership with the Kaurna Community, Department for Environment and Water, Green Adelaide, and the University of Adelaide. The project has significant cultural benefits: the use of fire as a land management tool to assist in maintaining remnant vegetation returns a Kaurna land management practice to the Park Lands. The CoA are monitoring the impact on remnant vegetation in partnership with Bush For Life and the University of Adelaide.

The CoA secured $30,000 from Green Adelaide to remove carp from the Torrens Lake. This is part of an ongoing and adaptive management plan to reduce the negative impact of carp on water quality and aquatic biodiversity.

The CoA secured $20,000 from Green Adelaide to deliver objectives of the Integrated Biodiversity Management Plan 2018 – 2023, including removing weeds along the Torrens River. The CoA also secured $25,000 from Green Adelaide to restore an ecological community in Reservoir Park / Kangatilla (Park 4) and improve habitat quality by creating a biodiverse carbon offset planting demonstration site with an interpretive trail, signage and urban elements.

Item 10.10 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

4.06 Implement the Carbon Neutral Strategy for the city and achieve carbon neutral certification for our operations

Commenced

In January 2020 the CoA became the first South Australian local government certified Carbon Neutral Organisation under the Australian Government's Climate Active program. The carbon neutral certification is for the FY 2019 - 2020 and will be renewed each year in accordance with the Climate Active process. The 2020 – 21 financial year was the first year of the CoA's renewable energy power purchase agreement, meaning that the organisation ran on 100% renewable energy for all of its facilities. Community GHG emissions for 2019 - 2020 were 986,160 tCO2-e, which is a 21% reduction in emissions relative to the 2006 - 2007 base year inventory of 1,252,913 tCO2-e. Stationary energy (44%) and transportation (35%) contribute most of the city's emissions. Waste and Industrial Processes and Product Use (IPPU, i.e. refrigerants) constitute the remainder of emissions. The emissions inventory was revised as a result of changes to the methodology to calculate IPPU emissions and the addition of aviation emissions in line with the Global Protocol for Community-Scale Greenhouse Gas Emission Inventories.

Item 10.10 - A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

4.07 Support all CBD businesses to be green accredited

Commenced

There are many avenues for business to seek and achieve green credentials including through carbon neutral certification and building ratings such as Green Star and NABERs. The Sustainability Incentive Scheme offers rebates to businesses for consultancy support needed to achieve these types of green credentials. In 2020 – 21 four organisations received rebates through the Sustainability Incentive Scheme for this purpose - three to become carbon neutral certified and one for a NABERs rating.

4.08 Protect and conserve the heritage listed Adelaide Park Lands

Commenced

The Adelaide Park Lands and City Layout is listed on the National Heritage List. The South Australian Heritage Council has resolved that the Adelaide Park Lands and City Layout meets the criteria for identification on the State Heritage Register and has commenced the process to formally recognise it on the Register. We have been supporting this process through assisting with the drafting of the State Heritage Area Design Guidelines which will form part of the listing information.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.3 Attachment 1

Licensed by Copyright Agency. You must not copy this work without permission.

Enabling Priorities

Council will continue to work innovatively and collaboratively with partners and the community

How we will deliver this outcome

- 5.01 Review and improve the way we collect and present data to share insights with the community
- 5.02 Demonstrate bold governance leadership in the Local Government Sector
- 5.03 Build on effective advocacy and partnerships, locally, nationally and globally
- 5.04 Implement the Strategic Property Review
- 5.05 Develop new revenue opportunities for Council operations
- 5.06 Review Council services to balance efficiencies with meeting community expectations
- 5.07 Implement Sustainable (financial, environmental, social, cultural) Procurement Policy
- 5.08 Implement new approaches to engaging the community in Council decision-making
- 5.09 Encourage and support new ideas and concepts

Key Action - legend

- commenced
- not commenced
- completed

Measures of Success - legend

- favourable movement
- unfavourable movement
- baseline established in 2020 - 2021
- no update available

Item 10.10 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

How we will know we succeeded

Council has the financial capacity to meet its long-term commitments

favourable movement

Target: Asset sustainability ratio: 90%-110%
Asset test ratio: maximum 50%
Leverage test ratio: maximum 1.5 years

Update: Asset sustainability ratio: 67%
Asset test ratio: 18%
Leverage test ratio: 0.5 years

Source: City of Adelaide Q3 2020 – 21 Finance Report

Commentary on update:

The sustainability ratio expresses expenditure on asset renewals as a percentage of the projected funding required. It illustrates whether existing assets are being replaced or renewed at the rate they are being consumed and ensures consistent service delivery as determined by the Infrastructure and Asset Management Plans (AMPs). The ratio falls below the target range (90%-110%) for the 2020/2021 financial year as per Council resolution to assist with cashflow requirements for recovery from COVID impacts. It is assumed that over the long term asset renewals will be funded in line with the Strategic Asset Management Plans and the sustainability ratio returns to 100%.

Council services meets the needs of the community

baseline established in 2020 – 2021

Measured by: Share of city residents, businesses and users that are satisfied that Council services meets their needs

Baseline: To be determined (residents / businesses). 66% (City Users)

Update: No update available.

Source: City of Adelaide Resident Survey, Business Insights Survey, City User Profile Surveys

Commentary on update:

A baseline measure for resident and business satisfaction with Council services will be established in 2021. The baseline figures for city user satisfaction with Council services was established in 2021 and updated data will be available in 2022.

Council delivers on its operational efficiency targets

favourable movement

Target: Identify $20 million permanent operating expenditure in 2020/2021

Update: $20m identified with $14.4m realised in 2020/2021

Source: City of Adelaide Q3 2020 – 21 Finance Report

Commentary on update:

The $20 million permanent ongoing expenditure savings that have been identified in 2020/2021 will achieve a $14.4 million savings this financial year. The $5.6 million further savings that have been identified as part of the $20 million total will be realised from 2021/2022.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

What we want to achieve together

- Bold leadership and strategic partnerships to meet challenges and take up new opportunities
- A cohesive and integrated set of strategies and plans to deliver community outcomes
- Transparent decision-making based on data and evidence
- Community consultation underpins everything we do
- Robust financial management
- New efficiencies and revenue streams
- Share and celebrate what we do

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

5.01 Review and improve the way we collect and present data to share insights with the community

Commenced

Throughout 2020/2021, the CoA has continued to present quarterly data and insight presentations to Council and Committee. These presentations have assisted in building a relevant research agenda focusing on City Visitation, Spending in the City, Vacancy Rates and Retail Trends, Tourism, Employment, City Growth, and Investment. Throughout the period of COVID-19 pandemic these data and insights have been critical in tracking the impacts on the CoA and the areas of focus for business planning heading into 2021/2022 financial year. A Draft Research Strategy has been developed for the period 2021 – 2024. The Research Strategy establishes the proposed principles and desired outcomes for all primary research activity at the CoA. The Research Strategy is supported by an Operating Guideline to ensure our research is relevant, coordinated, and accessible.

5.02 Demonstrate bold governance leadership in the Local Government Sector

Commenced

Following a review of the local government sector in June 2020, the Minister for Transport, Infrastructure and Local Government introduced the Statutes Amendment (Local Government Review) Bill 2020 in the House of Assembly. Council has been engaged in the Local Government Reform review, and provided submissions to the State Government's consultations in August 2020 and April 2021.

5.03 Build on effective advocacy and partnerships, locally, nationally and globally

Commenced

Attendance and participation at the Local Government Association (LGA) of SA ordinary general meeting and annual general meeting ensures that the CoA remains connected with the local government sector and can be part of any advocacy activities that the LGA runs with the State and Federal Governments. Council also continues to work with the Premier and State Government departments through the Capital City Committee, including an open forum in May 2021. The Council of Capital City Lord Mayors (CCCLM) continues to provide opportunity for national leadership and for the effective co-ordination, advocacy and representation of the special interests of the capital cities of the Australian States and Territories, especially in their relations with other spheres of government. The Lord Mayor and CEO continued to meet via electronic meetings with CCCLM throughout the COVID-19 challenges, as did the working groups focussing on Homelessness and Housing, Culture and the Arts, City Safety, Climate Action (led by Adelaide), Economic Development and Infrastructure. CoA hosted the most recent meeting in May 2021 with most states and territories coming together in person.

5.04 Implement the Strategic Property Review

Commenced

Early opportunities identified including sale of the James Place public toilets (with replacement toilets to be provided) and proposed sale of the 211 Pirie Street site subject to community land revocation. Council assets are subject to ongoing review and Council decision making.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

How we will deliver this outcome: **year one update**

5.05 Develop new revenue opportunities for Council operations

Commenced

Early investigations regarding new revenue streams has commenced. Council has been presented with options to diversify revenue streams at North Adelaide Golf Course. The introduction of Mini Golf and Driving Range have been highlighted as key priorities to progress via concept planning and the development of a business case. Council is also investigating and developing business cases to operate an online tour booking platform and implementing retail merchandise for the Visitor Information Centre. Planned implementation of one or both business cases to occur in June/July 2021.

5.06 Review Council services to balance efficiencies with meeting community expectations

Commenced

The engagement on the 2020/21 Business Plan and Budget, which took place from 2 July 2020 through to the 23 July 2020 sought to understand the services that were most important to the community and how they were performing. This data was further supported through like questions in the annual Resident and Business Surveys in October 2020. 2021 brought about an ongoing review of service information including how services are defined, presentation of this information in Council's Annual Business Plan and Budget, and alignment with the delivery of the CoA 2020 – 24 Strategic Plan. These works led to the creation of a new Service Directory presented to Audit Committee in February 2021. The enduring nature of these services allows Council to continue to build service-based information over time and compare year on year. Further work to review services was undertaken through the co-creation of a service assessment framework with KPMG. This framework was trialled and tested using three diverse services to test the robustness of the framework. These works are currently confidential with the initial outcomes presented to Council's Audit Committee in April 2021.

5.07 Implement Sustainable (financial, environmental, social, cultural) Procurement Policy

Completed

Engaged with various stakeholders to inform the development of an updated Procurement Policy to include social procurement aspects. The updated policy was presented to Council in June 2021.

5.08 Implement new approaches to engaging the community in Council decision-making

Commenced

The CoA is continuing to assess and improve ways of engaging the community such as through improving the user experience. The greater use of corporate electronic direct mails (EDMs) and established databases to link people directly to engagement opportunities has allowed Council to efficiently reach more people. The use of 'Quick Polls' was trialled, providing community members with the opportunity to provide quick and instant feedback without completing a full survey. A continued focus on ensuring multiple mechanisms for people to provide their feedback is actively being integrated into Council's engagement approach, including but not limited to, pop in information sessions, community forums, online question and answer sessions and online forums. In May 2021, the CoA committed to review its Community Engagement Strategy and Policy in alignment with the upcoming Local Government Reform. Both the revised Community Engagement Policy and Community Engagement Strategy will identify opportunities for improving the engagement experience for the community. The CoA undertook more than 70 engagement projects over the financial year.

Item 10.10 - Attachment A
Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

5.09 Encourage and support new ideas and concepts

Commenced

Communications were distributed across the organisation to set expectations around the need to think differently about how Council services are delivered to ensure efficiency, including promoting new ways of working. The acting CEO has set this expectation with the wider leadership group, especially since the Reshaped Organisational Structure was implemented on 18 January 2021. All leaders have been asked to support their teams to encourage new ideas and concepts.

Item 10.10 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.10 - Attachment A

Contact
City of Adelaide
A 25 Pirie Street
W research@cityofadelaide.com.au
P +61 8 8203 7203

Licensed by Copyright Agency. You must not copy this work without permission.

Council Member Elections – Diversity and Gender Equity

ITEM 10.11 13/07/2021
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Mick Petrovski, Manager, Governance 8203 7119

2021/00832
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

EXECUTIVE SUMMARY

At its meeting on 13 April 2021 Council noted the City of Adelaide's current initiatives in promoting diversity and gender equity. Council requested further information on potential measures and partnerships with the Local Government Association of SA, SA Equal Opportunities Commission or other agencies, which further promote diversity, with emphasis on First Nations people and gender equity, including members of the LGBITQ community.

This report provides a summary of steps taken in the Supplementary Election process to encourage diversity and provide a summary of the strategy for the 2022 General Election to achieve better diversity in Council.

RECOMMENDATION

THAT COUNCIL

1. Notes the measures undertaken to encourage diversity of nominations for the supplementary election.
2. Notes that the administration will develop a strategy for promoting diversity and gender equity for encouraging candidacy for the general elections in November 2022, and an induction and support framework for successful candidates who will form the elected membership of Council for the 2022 to 2026 term of office.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities
Policy	Not as a result of this report
Consultation	Not as a result of this report
Resource	Not as a result of this report
Risk / Legal / Legislative	Not as a result of this report
Opportunities	Opportunity to encourage and promote the Supplementary Election to a broader audience
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. Council, at its meeting on 13 April 2021 noted the City of Adelaide's current initiatives promoting diversity and gender equity. In addition, Council requested further information on potential measures and partnerships with the Local Government Association of SA, SA Equal Opportunities Commission or other agencies, which further promote diversity with emphasis on First Nations people and gender equity, including members of the LGBITQ community.
2. The Supplementary Election process currently underway is managed by a project team which is led by Governance. The project team include staff from Marketing, Rates and Media teams with the project sponsor being the Chief Operating Officer.
3. A tactical marketing plan was created and approved by the Supplementary Election Project Team at the commencement of the election. The tactical marketing plan was further reviewed and modified to include initiatives to promote diversity into our campaign messaging and distribution channels. A summary of initiatives to help promote diversity and gender equity included:
    - 3.1. The availability of a translation tool on the City of Adelaide website, with 103 different languages accessible.
    - 3.2. Sharing information regarding the Supplementary Election with the members of our Access and Inclusion Advisory Panel to spread awareness and encourage nominations.
    - 3.3. Providing promotional content to the Office for Women, who broadcast/ distributed this information through their social media channels.
    - 3.4. Translating promotional messaging into simplified Chinese and shared through our WeChat social media account.
    - 3.5. Providing Candidate Information Booklets to interested attendees at our Bystander Action Workshops.
    - 3.6. Preparing and sharing a video message of the Lord Mayor encouraging nominations across our City of Adelaide social media accounts, along with the Lord Mayor's own channels.
4. Nominations for the Supplementary Election closed at midday on 10 June 2021. There are seven confirmed candidates of different ethnic and cultural backgrounds, with a wide age demographic.
5. In the context of the relatively short timeframe before the General Local Government Elections in November 2022, the number of people who nominated for election at this time is a positive sign of interest in the responsibilities entailed in becoming an elected member in the City of Adelaide.
6. Our experience to date (our efforts to encourage a diversity of candidates for the supplementary election) suggests that in planning for the General Election in 2022, achieving greater diversity in nominations will require a longer-term strategy.
7. It is important to identify the barriers that exist for women, people with a disability, Aboriginal and Torres Strait Islander people or culturally and linguistically diverse communities, and to then put in place measures to help overcome those barriers. For example, one of the potential barriers is the need to also clearly articulate that individuals who are successfully elected will be provided with appropriate support to enable them to participate fully and safely if elected to Council.
8. In preparation for the general election in 2022, we will develop a comprehensive strategy to remove barriers wherever possible and genuinely encourage greater participation from diverse communities through the election process. This will involve implementing measures that in part complement and also partner with the LGA on sector wide initiatives they will be delivering for the 2022 Local Government Elections.
9. An induction program is currently being created for the incoming Council Member at the completion of the Supplementary Election with a focus on further training and initiatives that promote productive and collaborative working approaches. This will also inform the induction process which will be developed for implementing after the General Election in 2022.

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Review of APLA Charter

ITEM 10.12 13/07/2021
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Mick Petrovski, Manager, Governance 8203 7119

2020/02211
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

EXECUTIVE SUMMARY

In response to the Adelaide Park Lands Authority (APLA) looking at the operation of the Board and how the Board wished to operate, the adherences to the *Local Government (Procedures at Meetings) Regulations 2013 (SA)* to support self-determination of procedures was removed from the Charter in late 2020.

In January 2021, a dedicated team within City of Adelaide (CoA) was created with a focus on Park Lands & Sustainability. This team is responsible for policy, strategic oversight and co-ordination of Park Lands matters across the CoA.

A further review of the APLA Charter commenced in February 2021 to identify and clarify the higher level support and ongoing administrative support for the Board.

All proposed changes were identified with Board Members at a strategic planning session on 13 May 2021 and the associated slides distributed to all after (Link 1 view here). The Lord Mayor (Presiding Member) subsequently introduced the proposed changes to the Attorney General, the Hon. Vickie Chapman MP, Minister for Planning and Local Government at their meeting on Friday 4 June 2021.

This report summarises the changes supported by the Board and seeks the approval of the Council to amend the Charter and proceed to consultation with the Minister.

RECOMMENDATION

THAT COUNCIL

1. Approves the amendments to the Adelaide Park Lands Authority (APLA) Charter as contained in Attachment A to Item 10.12 on the Agenda for the meeting of the Council held on 13 July 2021 to proceed to consultation with the Minister.
2. Notes that following approval by Council and then approval from the Minister, the required gazettal notice will be published.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities 5.3 Build on effective advocacy and partnerships locally, nationally and globally
Policy	Adelaide Park Lands Authority 2020-2025 Strategic Plan Strategic Plan Alignment - Advice Function as the peak advisory body for policy, development, heritage & management of the Park Lands. Particularly the following Key Actions: 4.1 Provide advice on plans, projects and policies for the Adelaide Park Lands. 4.4 Strengthen APLA's engagement with City of Adelaide, State Government and adjoining Councils
Consultation	In accordance with the APLA Strategic Plan and in advocating for the value of APLA, the Lord Mayor (APLA Presiding Member) liaised with the Minister fulfilling the review consultation requirements. Once the Charter changes are approved by Council then approval from the Minister will be formally sought and the changes gazetted.
Resource	Elevating and broadening the administrative support provided to the APLA Board will ensure more resources available to optimise the strategic and policy focus of the Board.
Risk / Legal / Legislative	Not as a result of this report
Opportunities	An elevated focus on the business of APLA within the City of Adelaide administrative support provided will ensure enhanced focus on the key strategic functions of APLA as the critical Adelaide Park Lands advisory body to both the City of Adelaide and State Government.
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. Section 5(2) of the *Adelaide Park Lands Act 2005* (APL Act) establishes the Adelaide Park Lands Authority (APLA) as a subsidiary of the City of Adelaide (CoA) pursuant to Chapter 4 Part 1 Division 3 of the *Local Government Act 1999 (SA)* (LG Act) and the APLA Charter provides detail to support the implementation of the legislative provisions of the APL Act and LG Act.

2. Clause 8.4 of the APLA Charter talks to how the Charter can be reviewed and amended. Following discussions with the Attorney General, Hon. Ms Vickie Chapman, Minister for Local Government and Planning, various alterations were suggested to the Charter by the Board to support the ongoing effective implementation of the core functions, powers and duties of APLA.

3. The proposed changes were raised with APLA Board Members in February 2021, subsequently explained in detail at a strategic planning session on 13 May 2021 and supported at the Board meeting on 24 June 2021. The following provides a brief summary of the proposed changes contained in the draft Charter at **Attachment A**.

City of Adelaide support for APLA

4. Following feedback from APLA Board Members at various strategic planning sessions, consideration was given in the recent 'Reshaping our Organisation' process undertaken by the CoA, on how best to elevate support for APLA to ensure it can achieve its required strategic and policy focus as defined in section 9 of the APL Act.

5. Consequently, a CoA team was created with a focus on Park Lands strategy and policy. The Associate Director, Park Lands, Policy and Sustainability role provides a natural synergy with the business of APLA and bringing together the CoA and State Government as the custodians of the Adelaide Park Lands.

6. This newly created role triggered a review of clauses 5 and 6 of the Charter to ensure it reflected this elevated profile and support while providing the flexibility required to reflect the CoA organisational structure. It is proposed to replace all of the current clause 5 and 6 with a new clause 5 as per **Attachment A**, the previous wording can be found in Link 1 view here.

7. In addition, references throughout the Charter to 'Executive Officer' have been removed with responsibility clarified where appropriate.

8. Importantly for Board Members the support available has increased and been elevated to a strategic and policy focus. There are more staff resources being applied to ensure APLA can undertake its functions, with the Associate Director undertaking a coordinating role on all Park Lands related matters across CoA as they relate to strategy and policy.

Annual Community Forum

9. Clause 4.10 of the APLA Charter provides for an Annual Community Forum however the review of the Charter questioned the prescriptive and restrictive nature of the requirements listed for this Forum. This is particularly in light of all meetings of the APLA Board being open to the public.

10. This follows various discussions held with the Board on providing opportunities for more interactive engagement with the public on the progress and direction of APLA.

11. It is proposed to replace the current clause 4.10 in the charter with that detailed in **Attachment A**, previous wording can be found in Link 1 view here.

Remuneration – Strategic Planning sessions

12. A review of the Charter highlighted a lack of clarity in approved remuneration for Board Members and therefore an update to clause 4.6.3 is proposed to make it clear what is covered for Board Members remuneration.

13. It is therefore proposed to update the current clause 4.6.3 with additional information added for clarity:

    '*Attendance is recognised as a significant factor towards the success of the Authority and therefore the payment of remuneration fees to a Board Member will be subject to the attendance of that Board Member at meetings of the Board, Workshops (Informal Gatherings), APLA Annual Community Forum or the relevant committee, as the case may be.'*

Miscellaneous changes

14. Aside from the aforementioned changes the opportunity has been taken to tidy up language to reflect the current and future operations of the APLA Board. These are not material in nature.

Licensed by Copyright Agency. You must not copy this work without permission.

Next Steps

15. Following Council approval and support for the proposed changes, formal consultation will proceed and the approval of the Charter changes sought from the Minister for Planning and Local Government.
16. Once approved by the Minister the changes to the Charter will be gazetted.
17. Following gazettal, the APLA Code of Practice will be updated to reflect the operational requirements to support the changes to ensure clarity for APLA Board Members.

DATA AND SUPPORTING INFORMATION

Link 1 - Board strategic planning session paper

ATTACHMENTS

Attachment A – Draft APLA Charter

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Charter

1. INTRODUCTION

The land comprising the Adelaide Park Lands should, as far as is reasonably appropriate, correspond to the general intentions of Colonel William Light in establishing the first Plan of Adelaide in 1837.

1.1. Name of Authority

The name of the Subsidiary is the Adelaide Park Lands Authority (referred to as 'the Authority' in this Charter).

1.2. Establishment of Authority

The Authority is established by section 5 of the Park Lands Act and is taken to be a single council Subsidiary of the Council under section 42 of the LG Act.

1.3. Purpose for Which the Authority is Established

1.3.1. The Council and the State Government of South Australia are committed to protecting and enhancing the Adelaide Park Lands for the benefit of all South Australians.

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

1.3.3. The Council, on behalf of the communities of the City of Adelaide and the State, is committed to ensuring that the Authority delivers maximum benefit for the future of Adelaide's Park Lands as the City of Adelaide's defining feature.

1.3.4. In this context the Authority is established by Statute to undertake in accordance with the powers conferred by this Charter, the Functions of the Authority as set out at section 9 of the Park Lands Act.

2. UNDERSTANDING THIS CHARTER

2.1. Definitions

2.1.1. 'Adelaide Park Lands' means the land as defined in accordance with Part 3 of the Park Lands Act;

2.1.2. 'Adelaide Park Lands Plan' means the plan deposited in the General Registry Office by the Minister, as shown in Annexure One;

2.1.3. 'Authority' means the Adelaide Park Lands Authority established under Division 2 of the Park Lands Act;

Item 10.1 Attachment A Draft

Licensed by Copyright Agency. You must not copy this work without permission.

2.1.4. 'Board' means the Board of Management as established under section 6 of the Park Lands Act;

2.1.5. 'Board Member' means each person who is currently a member of the Board and who has been appointed in accordance with clause 4.2;

2.1.6. 'Budget' has the meaning as defined in clause 7.6.3;

2.1.7. 'Business Plan' means the business plan developed for the Authority and approved in accordance with clause 7.4;

2.1.8. 'Community Land Management Plans' has the meaning defined in section 196 of the Local Government Act 1999;

2.1.9. 'Council' means the Corporation of the City of Adelaide;

2.1.10. 'Council CEO' means the person currently appointed as the chief executive officer of the Council;

2.1.11. 'Deputy' means each person who is appointed to act as a Board Member in the absence of the appointed Board Member;

2.1.12. 'Deputy Presiding Member' means the person appointed in accordance with clause 4.4.2 to perform that role as defined in clause 4.4.4;

2.1.13. 'Financial Year' means 1 July in each year to 30 June in the subsequent year;

2.1.14. 'Functions' means the functions of the Authority as detailed in section 9 of the Park Lands Act and expressed in clause 3.1;

2.1.15. 'the Fund' means the Adelaide Park Lands Fund established in accordance with section 22 of the Park Lands Act;

2.1.16. 'Gazette' means the South Australian Government Gazette;

2.1.17. 'LG Act' means the *Local Government Act 1999* and all relevant regulations made thereunder;

2.1.18. 'Lord Mayor' means the person currently elected and holding the office of the Lord Mayor of the City of Adelaide;

2.1.19. 'Minister' means the Minister responsible for administering the Park Lands Act;

2.1.20. 'Park Lands Act' means the *Adelaide Park Lands Act 2005* and any regulations made thereunder;

2.1.21. 'Presiding Member' means the person currently appointed in accordance with clause 4.4.1 to perform that role as defined in clause 4.4.4;

2.1.22. 'the Strategy' means the *Adelaide Park Lands Management Strategy* as set out at section 18 of the Park Lands Act;

2.1.23. 'State' means any agency, administrative unit or instrumentality of the Government of South Australia.

2.2. Local Government Act 1999

2.2.1. This Charter must be read in conjunction with the LG Act and the Park Lands Act.

Item 10.12 - Attachment A - Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

2.2.2. The Authority shall conduct its affairs in accordance with Schedule 2, Part 1 to the LG Act except to the extent that a matter is dealt with by the Park Lands Act or otherwise as modified by this Charter in a manner permitted by Schedule 2, Part 1 to the LG Act.

3. THE AUTHORITY

3.1. Functions

The Functions of the Authority (as set out at section 9 of the Park Lands Act and added to here) are:

3.1.1. to undertake a key policy role with respect to the advocacy and promotion of the values of the Park Lands and their management and protection;

3.1.2. to prepare and, as appropriate, to revise, the Adelaide Park Lands Management Strategy in accordance with the requirements of the Park Lands Act;

3.1.3. to provide comments and advice on any management plan prepared by the Adelaide City Council or a State Authority under the Park Lands Act or the LG Act that relates to any part of the Adelaide Park Lands, and to monitor and, as appropriate, to provide comments, advice or reports in relation to, the implementation or operation of any such plan;

3.1.4. to provide comments or advice in relation to the grant or operation of any lease, licence or other form of grant of occupation of land within the Adelaide Park Lands;

3.1.5. on the basis of any request, or on its own initiative, to provide advice to the City of Adelaide or to the Minister on policy, development, heritage or management issues affecting the Adelaide Park Lands;

3.1.6. to promote public awareness of the importance of the Adelaide Park Lands and the need to ensure that they are managed and used responsibly;

3.1.7. providing a forum for the discussion and consideration of topics related to the management of the Adelaide Park Lands;

3.1.8. to ensure that the interests of South Australians are taken into account, and that community engagement and consultation processes are established and undertaken, in relation to the strategic management of the Adelaide Park Lands;

3.1.9. to promote and administer the Fund; and

3.1.10. to undertake or support other activities that will protect or enhance the Adelaide Park Lands, or in any other way promote or advance the objects of the Park Lands Act.

3.2. Powers and Duties

The powers and duties of the Authority are to be exercised in the performance of the Authority's Functions, and in accordance with the provisions of the Park Lands Act, the LG Act and this Charter and, to avoid any doubt, the Authority shall have those powers specifically conferred upon it by the Park Lands Act and otherwise as delegated to it by the Council from time to time, which include, but are not limited to:

3.2.1. undertaking its Functions;

Item 10.1 - Attachment A - Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

3.2.2. preserving and strengthening the integrity of the Adelaide Park Lands and their values as expressed in the Statutory Principles in the Park Lands Act and the values as expressed in the National Heritage Listing of the Adelaide Park Lands and City Layout (gazetted 7 November 2008);

3.2.3. providing advice or comment to the Council and the Minister, on its own initiative, or at the request of the Council or the Minister, on strategic and policy issues including:

(a) priorities and actions to facilitate, and the progress on, the transfer of State managed areas of the Adelaide Park Lands to the care, control and management of the Council;

(b) recognising, interpreting and protecting the significance of the Adelaide Park Lands to Aboriginal people (in consultation with the relevant Aboriginal communities);

(c) draft policies of Council which impact upon the Adelaide Park Lands;

(d) Council's draft annual business plan and budget as they relate to the Adelaide Park Lands;

(e) the progress of Council and the State in implementing the Strategy;

(f) the State's plans as they relate to the Adelaide Park Lands;

(g) when existing strategies and policies are silent on the matter;

(h) review of Community Land Management and State Management Plans;

(i) significant management issues concerning misuse and unauthorised occupation;

(j) leasing or licensing policy for sport, commercial and other use;

(k) the granting or renewal of leases and licences or other forms of occupation;

(l) sustainable use of water and other resources;

(m) biodiversity conservation, wildlife and other natural heritage matters;

(n) revegetation projects;

(o) water quality and use;

(p) riparian environments;

(q) significant landscaping proposals;

(r) significant tree removals other than those undertaken for safety reasons;

(s) signage plans and interpretation;

(t) lighting plans;

(u) building design and location;

(v) community gardens;

(w) variations to the Adelaide Park Lands Plan;

Item 10.1 Attachment A Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(x) liquor licensing policy;

(y) events, including associated signage, fencing, public access and rehabilitation issues;

but excluding:

(z) minor building and landscaping projects such as internal building improvements or landscape renewals;

and any advice sought or provided should be managed in a prompt and timely manner so as to properly inform the decision making process of the Council and the State.

3.2.4. providing advice or comment at the request of the Council on business and operational issues with respect to areas of the Adelaide Park Lands under the care, control and management of the Council including:

(a) proposals for the installation of works of public art, memorials and monuments;

(b) the setting of service standards;

(c) major capital works proposals; and

(d) significant operational issues;

3.2.5. investing any of the money in the Fund that is not for the time being required for the purposes of the Fund:

(a) in a manner determined by the Authority after consultation with the Council;

(b) where the investment is authorised by the *Trustee Act 1936* or with the Local Government Finance Authority provided that in exercising this power of investment the Authority must exercise the care, diligence and skill that a prudent person of business would exercise in managing the affairs of other persons;

PROVIDED THAT the Authority must avoid investments that are speculative or hazardous in nature;

3.2.6. entering into contracts including engaging or retaining professional advisors to the Authority;

3.2.7. requesting staff secondment from the Council or Council to employ or engage any staff, in addition to the administrative support defined in clause 5.1 and 5.2, to facilitate a specific function of the Authority;

3.2.8. producing publications and maintaining a website which promotes the role and work of the Authority in relation to its Functions and powers and advocates for the environmental, cultural, recreational and social values of the Park Lands;

3.2.9. requesting advice or information from the Council relevant to the Authority; and

3.2.10. to manage risk associated with the purpose and Functions of the Authority under this Charter for the Adelaide Park Lands.

Item 10.1 Attachment A Draft

Licensed by Copyright Agency. You must not copy this work without permission.

3.3. Property and Assets

3.3.1. Other than the Fund, the Authority may only hold property or assets with the express prior written approval of the Council.

3.3.2. All property or assets held by the Authority is held by it on trust for and on behalf of the Council.

3.3.3. No person may sell, encumber or otherwise deal with any property or asset of the Authority without both the approval of the Board by way of resolution at a Board meeting and the approval of the Council by way of resolution at a formal Council meeting.

3.4. Committees and Delegation by the Authority

3.4.1. The Board may establish one or more committees pursuant to section 11 of the Park Lands Act and this clause 3.4, and for each such committee:

(a) each member of a committee holds their office at the pleasure of the Board;

(b) the Presiding Member is, ex-officio, a member of each committee; and

(c) the procedures to be observed in relation to the conduct of business at a meeting of a committee will be as determined by the Board or as determined by the committee where the Board has not made such a determination.

3.4.2. The Board may by resolution delegate any of its powers under this Charter to a committee established by the Board or to an employee of the Council, including an employee of the Council seconded to the Authority, but may not delegate:

(a) the power to approve expenditure of money on the services or operations of the Authority not set out or included in the Budget or, where required by this Charter, as expressly approved in writing by the Council;

(b) the power to approve the reimbursement of expenses to members of the Board for which the Authority has not adopted a formal policy or made specific financial provision;

(c) the power to adopt financial estimates and reports; and

(d) the power to make any application or recommendation to the Council or the Minister.

3.4.3. A delegation by the Authority:

(a) must be subject to conditions and limitations determined by the Authority and as otherwise specified under the Park Lands Act or the LG Act;

(b) is revocable at will and does not prevent the Authority from acting in a matter.

4. BOARD OF MANAGEMENT

4.1. Role of the Board

4.1.1. In accordance with clause 2(a) of Part 1 of Schedule 2 to the LG Act the Authority is a body corporate and is governed by the Board which is responsible for

Item 10.1.2 Attachment A Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

managing the business and other affairs of the Authority and for ensuring that the Authority acts in accordance with this Charter and all relevant legislation including the Park Land Act and the LG Act.

4.1.2. All meetings of the Authority shall be meetings of the Board.

4.1.3. The Board shall have the responsibility to manage all of the activities of the Authority ensuring that the Authority acts in accordance with this Charter and the provisions of the Park Lands Act and the LG Act.

4.1.4. The Board will be entitled to make decisions in accordance with the Powers of the Authority set out in this Charter and by or under the Park Lands Act.

4.2. Membership of the Board

4.2.1. The Authority will have a board of management constituted in the manner prescribed by section 6 of the Park Lands Act as follows:

(a) the Authority shall have ten (10) Board Members who will be appointed in the following proportions by the Council and by the Minister:

(i) the Lord Mayor or, if the Lord Mayor chooses not to be a member of the Authority, a person appointed by the Council;

(ii) four other (4) persons appointed by the Council; and

(iii) five (5) persons appointed by the Minister,

and each of those appointments will be made by notice in the Gazette;

(b) subject to clause 4.2.1.(c), the Council and the Minister must, in making appointments under this section, consult with each other in order to endeavour to achieve, in the membership of the board of management, a range of knowledge, skills and experience across the following areas

(i) biodiversity or environmental planning or management;

(ii) recreation or open space planning or management;

(iii) cultural heritage conservation or management;

(iv) landscape design or park management;

(v) tourism or event management;

(vi) indigenous culture or reconciliation;

(vii) financial management; and

(viii) local government.

(c) one (1) member appointed under subsection 4.2.1.(a)(iii) must be a person selected by the Minister from a panel of 3 persons nominated by an incorporated body that, in the opinion of the Minister, has demonstrated an interest in the preservation and management of the Adelaide Park Lands for the benefit of the community and that has been invited by the Minister to make a nomination under this section (and the person so selected need not fall within the ambit of subsection 4.2.1.(b)).

Item 10.1 Attachment A Draft

Licensed by Copyright Agency. You must not copy this work without permission.

(d) The Council and the Minister must ensure that they each appoint at least one (1) woman and at least one (1) man to the membership of the board of management.

(See Division 2, Section 6 to the Park Lands Act - Board of Management)

4.2.2. Without derogating from the operation of section 7 of the Park Lands Act, each Board Member will hold office on conditions determined by the Council after consultation with the Minister which must include the following:

(a) a term of office not exceeding three (3) years with such period determined by the Council and the Minister for their respective nominees who have been appointed as Board Members;

(b) that a Board Member may be removed from their office prior to the expiry of the term of their office:

(i) at any time by notice from the Council given to the Authority in respect of a Board Member originally nominated by the Council;

(ii) at any time by notice from the Minister given to the Authority in respect of a Board Member originally nominated by the Minister; or

(iii) by notice to the Authority from the Council or the Minister on any one or more of the following grounds:

(A) for breach of, or non-compliance with, a condition of appointment;

(B) for mental or physical incapacity to carry out duties of office satisfactorily;

(C) for neglect of duty; or

(D) for dishonourable conduct.

(c) that the office of a Board Member immediately becomes vacant upon:

(i) the death of the Board Member;

(ii) completion of a term of office of the Board Member where they are not reappointed;

(iii) the Board Member providing his/her resignation in writing to the Council or the Minister who nominated them to be appointed to the Board;

(iv) the Board Member becoming a bankrupt or applying for the benefit of a law for the relief of insolvent debtors; or

(v) the Board Member is removed from office in accordance with clause 4.2.2(b).

4.2.3. Neither the Authority nor the Board may remove a Board Member;

4.2.4. A Board Member shall, at the expiration of their then current term of office be eligible for re-appointment.

Item 10.12 Draft Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

4.2.5. Subject to Clause 4.4, the Council and the Minister may appoint a deputy for each of their respective appointed Board Members (**Deputies**). In the absence of a Board Member their Deputy will be deemed to be the Board Member for that time and will exercise all rights, privileges and obligations of the Board Member during the absence of that Board Member and each Deputy may be removed from their position as Deputy in the same manner and on the same grounds as a Board Member may be removed from office.

4.2.6. If any vacancy occurs on the Board during the term of office of a Board Member, the Council or the Minister, as the case may be where the departed Board Member was originally nominated by them, will have authority to appoint at their discretion a Board Member for the remainder of the term of office of the relevant Board Member and at the end of that term the process for nomination and appointment of Board Members under clause 4.2.1 will be applied so that the Council or the Minister, as the case may be, appoints a new person to fill the role of the departed Board Member in accordance with the process under clause 4.2.1 where that departed Board Member was originally appointed by them.

4.2.7. At the end of the term of office of a Board Member the process for nomination and appointment of Board Members under clause 4.2.1 will be applied so that the Council or the Minister, as the case may be, appoints a new person to fill the role of the departed Board Member in accordance with the process under clause 4.2.1 where that departed Board Member was originally appointed by them.

4.3. Saving Provision

In accordance with Schedule 2, Clause 40 of the LG Act no act or proceeding of the Authority is invalid by reason of:

4.3.1. a vacancy or vacancies in the membership of the Board; or

4.3.2. A defect in the appointment of a Board Member.

4.4. Presiding Member and Deputy Presiding Member of the Board

4.4.1. The Presiding Member of the Board shall be the Lord Mayor or, where the Lord Mayor chooses not to be a member of the Authority, another Board Member nominated by the Council.

4.4.2. The Deputy Presiding Member of the Board shall be the Board Member nominated by the Minister from one of the five persons appointed by the Minister.

4.4.3. If the appointed Presiding Member either resigns, or is no longer eligible to act as a Board Member prior to the expiration of that persons' term, then the Deputy Presiding Member shall hold the office of Presiding Member until a new Presiding Member is appointed in accordance with clause 4.4.1 whereupon the person so appointed will hold the office of Presiding Member for the duration of the original appointment of their predecessor in that role.

4.4.4. At a meeting of the Board:

(a) the Presiding Member shall preside as chair; but

(b) if the Presiding Member is absent, then either:

(i) the Deputy Presiding Member (if present) shall preside as chair; or

Item 10.12 Attachment A Draft

Licensed by Copyright Agency. You must not copy this work without permission.

(ii) if the Deputy Presiding Member is also absent, the Board Members present shall appoint a Board Member from amongst them to preside as chair for either:

(A) that meeting; or

(B) until either the Presiding Member or the Deputy Presiding Member are present.

4.5. Functions of the Board

The Board has the following functions:

4.5.1. to ensure that the Authority acts in accordance with the requirements imposed upon it under the Park Lands Act and this Charter;

4.5.2. the formulation of strategic plans and strategies aimed at achieving the Functions of the Authority;

4.5.3. to provide professional input and policy direction to the Authority;

4.5.4. monitoring, overseeing and evaluating the performance of the Authority;

4.5.5. ensuring that ethical behaviour and integrity is established and maintained by the Board Members in all activities undertaken by the Authority;

4.5.6. subject to sub-clause 4.8.21 of this Charter, ensuring that the activities of the Authority are undertaken in an open and transparent manner;

4.5.7. the development of Business Plans;

4.5.8. exercising the care, diligence and skill that a prudent person of business would exercise in managing the affairs of other persons; and

4.5.9. the preparation and adoption of a code of conduct ('**Code of Conduct**') to be observed by the Board Members and to undertake a review of the Code of Conduct every four years in consultation with the Council.

4.6. Remuneration of Board Members

4.6.1. The Authority is entitled to pay appropriate remuneration fees to Board Members as approved by the Council, including for participation on Committees established under this Charter.

4.6.2. The Authority must pay to a Board Member any travelling and other expenses that are properly incurred in connection with the Authority's business and with the prior approval of the Board as recorded in the minutes of the Board meeting.

4.6.3. Attendance is recognised as a significant factor towards the success of the Authority and therefore the payment of remuneration fees to a Board Member will be subject to the attendance of that Board Member at meetings of the Board, Workshops (Informal Gatherings), APLA Annual Community Forum or the relevant committee, as the case may be.

4.7. Propriety of Members of the Board

4.7.1. The principles regarding conflict of interest prescribed in the LG Act apply to all Board Members in the same manner as if they were elected members of a council.

Item 10.12 Attachment A Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(See Chapter 5, Part 4, Division 3 of the LG Act for Conflict of Interest Provisions)

4.7.2. The Board Members are not required to comply with Chapter 5, Part 4, Division 2 (Register of Interests) of the LG Act.

4.7.3. The Board Members will at all times act in accordance with their duties of confidence and confidentiality and individual fiduciary duties, including honesty and the exercise of reasonable care and diligence, with respect to the performance and discharge of their official functions and duties as Board Members including as required by Chapter 5, Part 4, Division 1 of the LG Act and Clause 7 of Part 1 of Schedule 2 to the LG Act.

4.7.4. The Authority must, in consultation with, and subject to approval of, the Council, maintain relevant policies sufficient to meet legislation applicable to the Authority, the Adelaide Park Lands, and for the effective management of the Authority. In the absence of any specific policies adopted by the Authority, relevant Council policies will apply.

4.8. Meetings of the Board / Authority

4.8.1. An ordinary meeting of the Board will constitute an ordinary meeting of the Authority and the Board shall administer the business of the ordinary meeting.

4.8.2. Subject to the Adelaide Park Lands Act 2005 and the provisions of this Charter the Board may determine its own procedures for meetings, which must be fair and contribute to free and open decision making.

4.8.3. Telecommunications Meeting

(a) For the purposes of this Clause 4.8.3 the contemporary linking together by telephone, audio-visual or other instantaneous means (telecommunications meeting) between Board Members is deemed to constitute a meeting of the Board, provided that the provisions of the meetings of the Board/Authority as outlined in Clause 4.8 are satisfied.

(b) Subject to the provisions of Clause 4.8 a Board Member who uses telephone, audio-visual or other instantaneous means to participate in a meeting of the board is taken to be in attendance for that meeting.

(c) Each of the Board Members taking part in the telecommunications meeting must at all times during the telecommunications meeting be able to hear and be heard by each of the Board Members present.

(d) At the commencement of the meeting each Board Member must announce his/her presence to all other Board Members taking part in the meeting.

(e) A Board Member must not leave a telecommunications meeting by disconnecting his/her telephone, audio-visual or other communication equipment unless that Board Member has previously notified the Presiding Member of the meeting and/or the meeting has been officially closed.

(f) A Board Member can only use telephone, audio-visual or other instantaneous means to participate in a maximum of two meetings of the board per calendar year.

4.8.4. Written Resolution

Item 10.1 Attachment A Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(a) A proposed resolution in writing and given to all Board Members in accordance with procedures determined by the Board will be a valid decision of the Board where a majority of Board Members vote in favour of the resolution by signing and returning the resolution to the APLA Presiding Member and/or nominated of officer of Council or otherwise giving written notice of their consent and setting out the terms of the resolution to the APLA Presiding Member and/or nominated of officer of Council.

(b) The resolution shall thereupon be as valid and effectual as if it had been passed at a meeting of the Board duly convened and held.

4.8.5. An ordinary meeting of the Board must take place at such times and places as may be fixed by the Board provided that there shall be at least one ordinary meeting of the Board held in each calendar month except in December and January.

4.8.6. Notice of ordinary meetings of the Board must be given to each Board Member not less than three clear business days prior to the date for the holding of the meeting.

4.8.7. Notice to a Board Member of any meeting of the Board must:

(a) be in writing;

(b) set out the date, time and place of the meeting;

(c) contain, or be accompanied by, the agenda for the meeting; and

(d) be accompanied by a copy of any documents or reports that are to be considered at the meeting (so far as this is practicable).

4.8.8. Notice of the times and places of meetings of the Board must be given to the public in the same manner that public notification of meetings of the Council is given in accordance with section 84 of the LG Act.

4.8.9. A copy of any document or report provided to Board Members for a Board Meeting must be available to the public:

(a) for inspection, without charge;

(b) by way of public display on the Council and/or the Authority's website until completion of the Board Meeting,

as soon as practicable after the time when the document or report is supplied to Board Members and provided that the document or report is not provided to Board Members or the Authority on a confidential basis.

4.8.10. A record of all notices of meetings of the Board must be maintained.

4.8.11. Any notice given under this clause 4.8 may be given to a Board Member:

(a) personally;

(b) by delivering the notice (whether by post, electronic means or otherwise) to the usual place of residence of the Board Member or to another place authorised in writing by the Board Member;

Item 10.12 Attachment A Draft

Licensed by Copyright Agency. You must not copy this work without permission.

(c) by leaving the notice for a Board Member appointed under section 6(1)(a) of the Park Lands Act at an appropriate place at the principal office of the Council; or

(d) by a means authorised in writing by the Board Member as being an available means of giving notice.

4.8.12. A notice that is not given in accordance with clause 4.8.11 will be taken to have been validly given where it is impracticable to give the notice in accordance with clause 4.8.11and reasonable action is taken in the circumstances to bring the notice to the Board Member's attention.

4.8.13. The Board may hold special meetings where either the Presiding Member, the Council, the Minister or any three Board Members send a written notice to the Board setting out a proposed agenda for the special meeting and requesting that the Board send notice (in accordance with clauses 4.8.11 and 4.8.12) to all Board Members, at least 24 hours prior to the scheduled commencement of the special meeting, notifying each Board Member (or their respective Deputies) that there will be a special meeting of the Board and enclosing a copy of the request for that meeting and the proposed agenda for that meeting and copies of any supporting documents that are intended to be tabled at that special meeting.

4.8.14. The quorum for any meeting of the Board is six (6) Board Members (or their respective Deputies) attending either in person or remotely via telecommunications as outlined in clause 4.8.3 and no business may be transacted at a meeting of the Board unless a quorum is present.

4.8.15. Every Board Member, including the Presiding Member, shall have a deliberative vote. The Presiding Member shall not in the event of an equality of votes have a casting vote.

4.8.16. All matters will be decided by a simple majority of votes of the Board Members present. In the event of an equality of votes the matter will lapse.

4.8.17. Subject to the Act and this Charter each Board Member validly present at a Board meeting must vote on a matter arising for decision at that meeting.

4.8.18. Any meeting of the Board may be adjourned from time to time and from place to place by a majority of Board Members present at that meeting.

4.8.19. Meetings of the Board must be conducted in a place open to the public.

4.8.20. All Board Members must keep confidential all documents and any information provided to them on a confidential basis for their consideration prior to a meeting of the Board, except in those circumstances prescribed by section 12 of the Park Lands Act and clause 35 of Schedule 2 to the LG Act.

4.8.21. The Board may order that the public be excluded from attendance at any meeting in order to enable the Board to consider in confidence any information or matter listed in section 90(3) of the LG Act (after taking into account any relevant consideration under that section). The exercise of this power does not exclude Board Members and/or any other person permitted by the Board to remain in the room.

4.8.22. Where an order is made under sub-clause 4.8.21, a notice must be made in the minutes of the making of the order and of the grounds on which it was made.

Item 10.2 Attachment A Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

4.8.23. Subject to sub-clause 4.8.25 a person is entitled to inspect, without payment of a fee:

(a) agendas and minutes of a Board Meeting;

(b) reports to the Board received at a meeting of the Board; and

(c) recommendations presented to the Board in writing and adopted by resolution of the Board.

4.8.24. Subject to sub-clause 4.8.25, a person is entitled, on payment of a fee fixed by the Board, to obtain a copy of any documents available for inspection under sub-clause 4.8.23.

4.8.25. Sub-clauses 4.8.23 and 4.8.24 do not apply in relation to a document or part of a document if:

(a) the document or part of the document relates to a matter of a kind referred to in sub-clause 4.8.21; and

(b) the Board orders that the document or part of the document be kept confidential (provided that in so ordering the Board must specify the duration of the order or the circumstances in which it will cease to apply or a period after which it must be reviewed).

4.8.26. Subject to this Charter and to any direction of the Council, the Board may determine its own procedures for voting which must be fair and contribute to free and open decision making.

4.9. Minutes of Meetings

4.9.1. The Board must cause minutes to be kept of the proceedings at every meeting of the Board.

4.9.2. The minutes must be prepared and distributed to Board Members and the Council within five (5) business days of the meeting to which they relate.

4.9.3. The minutes must be presented to the next ordinary meeting of the Board for confirmation and adoption.

4.10. Annual Community Forum

4.10.1. An Annual Community Forum shall be held by the end of October in each year at a place and time determined by resolution of the Board.

4.10.2. Notice of the Annual Community Forum must be given to Board Members and accessible by the public at least 21 days prior to the scheduled date.

4.10.3. A reasonable number of copies of any document or report supplied to Board Members for the Annual Community Forum must be available for members of the public at the forum.

4.10.4. The Annual Community Forum will be conducted in a place accessible to the public to discuss business of a general nature aimed at reviewing the progress and direction of the Authority.

Draft

Item 10.12 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

5. ADMINISTRATIVE SUPPORT

The Council will provide administrative support for the Authority for the purpose of undertaking day to day management of the Authority including, but not limited to, the exercise of the Authority's Functions, powers and duties and the preparation for and attendance at meetings of the Board and implementation of the decisions of the Board.

5.1. The Council CEO will ensure a senior officer manages the business of the Authority at a strategic level including but not limited to:

5.1.1 Preparation and reporting against the Strategic Plan, Business Plan & Budget, Annual Report.

5.1.2 co-ordinating and initiating matters for the consideration of the Authority and ensuring decisions are actioned.

5.1.3 ensuring that the assets and resources of the Authority are properly managed and maintained.

5.1.4 exercising, performing or discharging other powers, functions or duties conferred on or under the LG Act or any other Act and performing other functions lawfully directed by the Authority.

5.1.5 achieving financial outcomes in accordance with adopted plans and budgets of the Authority.

5.2. The Council CEO will provide suitable administrative support including but not limited to:

5.2.1 Board Member appointments.

5.2.2 Arranging all meetings of the Board in accordance with legislative provisions.

5.2.3 Preparation of Board Agenda, Minutes, and associated papers.

5.2.4 Attendance records at meetings and informal gatherings.

5.2.5 Ensuring that the Authority is complying with legislative requirements.

5.2.6 Keeping records of the business and financial affairs of the Authority.

5.2.7 Record of Delegations.

5.2.8 Review of this Charter at least once in every four years (refer clause 7.4.1).

6. FINANCIAL MANAGEMENT AND PLANNING

6.1. Financial Contributions

Financial contributions may be made to the Authority in accordance with section 22(2) of the Park Lands Act and all such contributions will be paid into the Fund.

6.2. Financial Management

6.2.1. The Council, on behalf of the Authority, shall keep proper books of accounts in accordance with the requirements of the Local Government (Financial Management) Regulations 2011 (the Regulations).

Item 10.12 Draft Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

6.2.2. The Authority's books of account must be available for inspection by any Board Member or authorised representative of the Council at any reasonable time on request.

6.2.3. The Authority has a duty to open and operate such bank accounts as may be required for the purpose of maintaining the Fund and managing the Authority and in relation to each such bank account the Authority shall:

(a) appoint:

(i) no less than two Board Members;

(ii) the Presiding Member; and

(iii) the Deputy Presiding Member,

as authorised operators of the Authority's bank accounts;

(b) ensure that a minimum of two authorised operators are required to deal with any bank account of the Authority at any one time;

(c) ensure that all cheques for the Authority must be signed by two persons authorised by resolution of the Board; and

(d) ensure that any payments made by electronic funds transfer must be made in accordance with procedures approved by the auditor of the Authority.

6.2.4. The Board must act prudently in the handling of all financial transactions for the Authority and must provide quarterly financial and corporate reports to the Council.

6.2.5. The Authority has the power to incur expenditure only:

(a) in accordance with the then current Budget;

(b) with the express prior written approval of the Council; or

(c) in accordance with the LG Act in respect of expenditure not approved in the Budget, for a purpose of genuine emergency and hardship.

6.3. Audit

6.3.1. The Council's auditor shall be the auditor of the Authority.

6.3.2. The auditor will have the same powers and responsibilities as set out in the LG Act in relation to the Council.

6.3.3. The audit of financial statements of the Authority, together with the accompanying report from the Auditor, shall be submitted to both the Board and the Council.

6.3.4. The books of account and financial statements shall be audited at least once per year.

6.3.5. The audit committee of the Council will be the audit committee for the Authority.

6.4. Strategic Plan

6.4.1. The Authority shall:

Item 10.12 Attachment A Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(a) prepare a Strategic Plan, with an operational period of no less than four (4) years, linking the core business activities of the Authority to the relevant Council and State strategic, operational and organisational requirements as they relate to the Adelaide Park Lands with supporting financial projections setting out the estimates of revenue and expenditure as necessary for the period.

(b) consult with and receive approval from the Council prior to adopting or amending the Strategic Plan and once approved by the Council that Strategic Plan becomes the current Strategic Plan for the Authority.

(c) review the contents of the then current Strategic Plan annually in consultation with the Council.

6.5. Business Plan

6.5.1. The Authority shall:

(a) prepare a draft annual business plan which is consistent with the Strategy, its then current Strategic Plan and this Charter, which is to apply for a period determined by the Council;

(b) review the contents of the then current Business Plan annually; and

(c) consult with and receive approval from the Council prior to adopting or amending the Business Plan and once approved by the Council that Business Plan becomes the current Business Plan for the Authority.

6.5.2. The Business Plan must:

(a) identify the performance targets of the Authority;

(b) set the performance measures that are to be used to monitor and assess the performance and achievement of targets; and

(c) specify the financial and other resources and internal processes required to achieve the performance targets.

(See Clause 8, Part 1, Schedule 2 to the LG Act for the contents of the Business Plan)

6.6. Budget

6.6.1. Before the end of June, or such other date nominated by the Council, in each Financial Year a proposed budget detailing the estimated revenues and costs for the forthcoming Financial Year shall be considered by the Board and submitted to the Council for approval.

6.6.2. The proposed budget must:

(a) deal with each principal activity of the Authority on a separate basis;

(b) be consistent with the Business Plan, the Strategy and the Council's strategic management plans; and

(c) comply with standards and principles prescribed by the *Local Government (Financial Management) Regulations 2011*.

Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

Item 10.12 Attachment A Draft

6.6.3. Once the proposed budget has been approved by the Council, the Board must resolve to adopt that budget for the Authority ('**Budget**').

6.6.4. Reports summarising the financial position and performance of the Authority against the Budget shall be prepared and presented to the Board every three calendar months.

6.6.5. The Budget must not be amended without reasonable consultation with, and the express prior written approval of, the Council.

(See Clause 9, Part 1, Schedule 2 to the LG Act for the contents of the Budget)

6.7. Reporting

6.7.1. The Board must submit to the Council by 30 September in each Financial Year an annual report on the work and operations of the Authority detailing achievement of the aims and objectives of the Strategy, its Business Plan and its Budget and incorporating the audited financial statements of the Authority and any other information or reports required by the Council.

6.7.2. The financial statements supplied under clause 7.7.1 must be prepared in accordance with *Local Government (Financial Management) Regulations 2011*.

6.7.3. The Board must provide a copy of its annual report to the Minister at the same time as it submits it to the Council.

6.7.4. The Board shall present a balance sheet and full financial report to the Council at the end of each Financial Year and at such other times as the Council may require.

7. MISCELLANEOUS

7.1. Insurance Requirements

7.1.1. The Council shall register the Authority with the "Local Government Mutual Liability Scheme" and the Authority must comply with the Rules of that Scheme.

7.1.2. The Authority shall advise the Council of its insurance requirements including those relating to local government special risks and insurance cover for Board Members and accompanying persons when performing functions of office, and the Council will put that insurance in place.

7.2. Winding Up

The Authority may be wound up by, or under, a further Act of Parliament.

7.3. Non-Derogation and Direction by Council

7.3.1. Except to the extent of any conflict with the Park Lands Act the establishment of the Authority does not derogate from the power of the Council acting independently in relation to a matter within the jurisdiction of the Authority and the Board.

7.3.2. The Council may direct and control the Authority, subject to prior consultation with the Minister.

Item 10.12 - Attachment A - Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

7.4. Alteration and Review of Charter

7.4.1. This Charter will be reviewed by the Council after consultation with the Minister and the Authority at least once in every four years.

7.4.2. This Charter may otherwise be reviewed at any time by the Board and Council, in liaison with the Minister.

7.4.3. Where the Charter is to be amended this may only occur after consulting the Minister and obtaining the approval of the Minister administering the LG Act.

7.4.4. Notice of the fact of the amendment to the Charter must be published in the Gazette and the amended Charter must be published on the website www.cityofadelaide.com.au.

7.5. Disputes between the Council and the Authority

7.5.1. The Council and the Authority will work together in good faith to resolve any matter arising between them, whether under or from this Charter or otherwise, which requires resolution.

7.5.2. Where the matter is unable to be resolved within a period of two calendar months of the matter being identified as falling within this clause 8.5, it will be resolved by the maintenance of the status quo in the matter.

7.6. Common Seal

7.6.1. The Authority shall have a common seal upon which its corporate name shall appear in legible characters.

7.6.2. The common seal shall not be used without the express authorisation of a resolution of the Board and every use of the common seal shall be recorded in the minute book of the Authority.

7.6.3. The affixing of the common seal shall be witnessed by the Presiding Member or the Deputy Presiding Member or such other person as the Board may appoint for the purpose.

7.6.4. The common seal shall be kept in the custody of the Board or such other person as the Board may from time to time decide.

7.7. Principal Office

The Authority's principal office will be the principal office of the City of Adelaide unless otherwise determined by the Authority.

7.8. Service of Documents

7.8.1. A document to be given by the Authority to the Council, or by the Council to the Authority, may be given in a manner that Section 280 of the LG Act permits.

7.8.2. A written notice given by the Authority to the Council must be marked 'Attention: Chief Executive Officer'.

7.9. Access to Records

The Council (including any duly authorised representative of the Council) and a member of the Board each have a right to inspect and take copies of the books and records of the Authority.

Item 10.1 - Attachment A - Draft

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

7.10. Circumstances Not Provided For

7.10.1. If any circumstances arise about which this Charter or the Park Lands Act is silent, incapable of taking effect or being implemented according to its strict provisions, the Presiding Member may decide the action to be taken to ensure achievement of the Functions of the Authority.

7.10.2. The Presiding Member shall report any such decision at the next meeting of the Board and the Authority must then immediately report that decision to the Council and to the Minister.

7.11. Performance & Accountability of Authority

7.11.1. The Council may, on an ongoing basis, elect to review the performance of the Authority and the Board in the conduct of their respective activities under this Charter in consultation with the Minister.

7.11.2. Without limiting the Council's powers under the LG Act, if at any time the Council is of the view that either the Authority and/or the Board is not performing its duties under this Charter the Council shall be entitled to provide a notice in writing to the Board (**Council Notice**) identifying:

(a) those matters in respect of the performance by the Authority and/or the Board of its duties under this Charter which are not satisfactory to the Council; and

(b) details of any corrective action which the Council requires the Authority and/or the Board to take in order to rectify the identified performance issues,

and the Council will provide a copy of that Council Notice to the Minister;

7.11.3. The Board must, within 30 days of receipt of the Council Notice, provide a written response to the Council as to the matters raised in the Council Notice (**Notice in Response**) which shall identify any corrective action which the Authority and/or the Board intends to undertake in order to address the issues raised in the Council Notice.

7.11.4. If the Authority or the Board disputes any matters raised in the Council Notice then the Notice of Response must:

(a) identify any matters in respect of which the Authority and/or the Board do not agree; and

(b) the basis upon which the Authority and/or the Board do not agree.

7.11.5. The Council's Chief Executive Officer and the Presiding Member of the Board shall meet within 14 days of receipt by the Council of the Notice in Response to discuss the matters raised in the Council Notice and in the Notice in Response.

7.11.6. The Council either:

(a) following the meeting held pursuant to Clause 7.11.5, and having considered the matters discussed in that meeting and the matters contained in the Council Notice and in the Notice of Response; or

(b) if the Board does not provide a Notice in Response,

Item 10.1 Attachment A Draft

Licensed by Copyright Agency. You must not copy this work without permission.

shall be entitled to take such further action (if any) as it determines, in consultation with the Minister, with respect to the matters raised in the Council Notice which action may include, but shall not be limited to, the removal of the Board and the appointment of a replacement Board in accordance with this Charter.

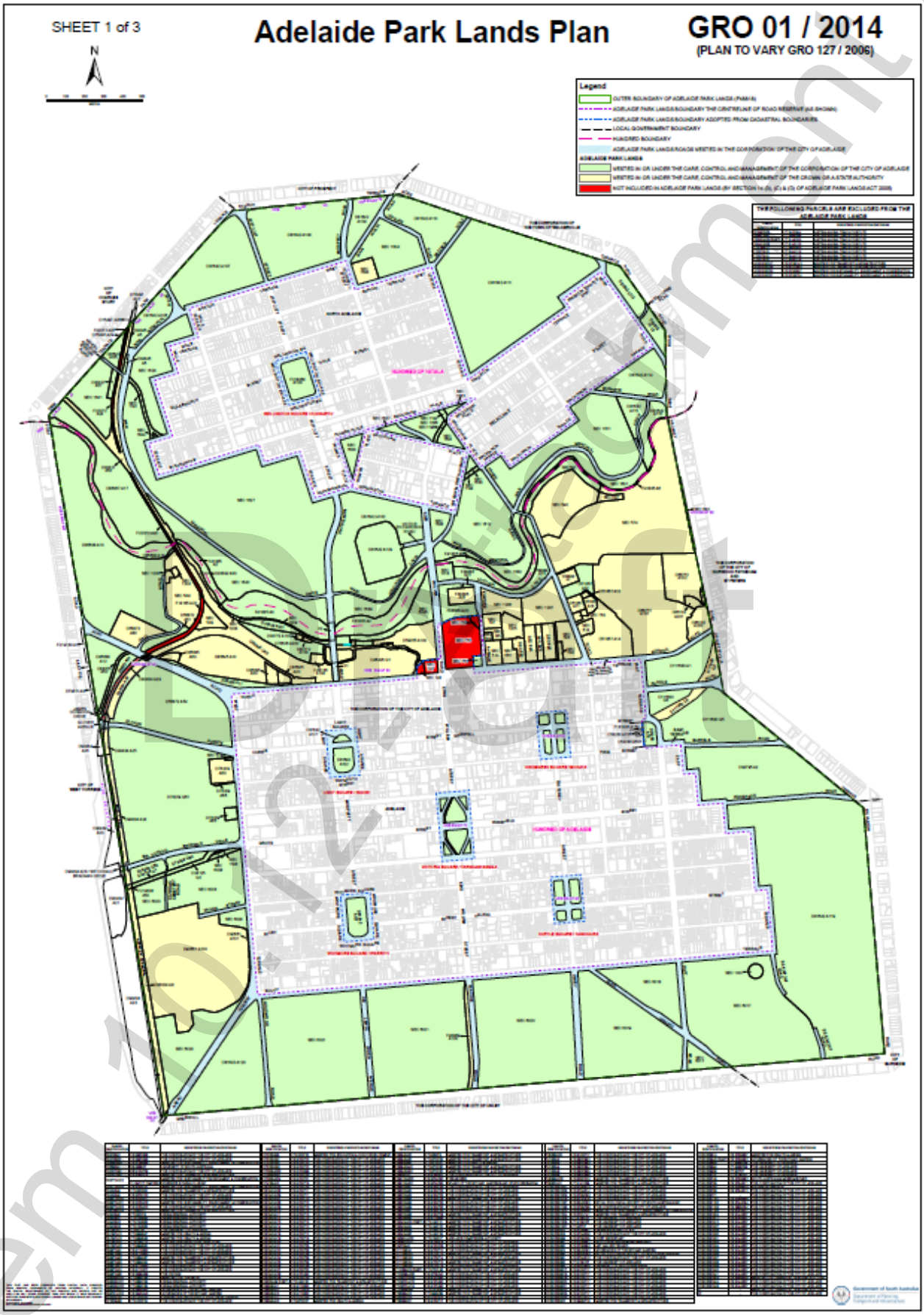
8. REVISION HISTORY

City of Adelaide	Minister and Gazetted
11 December 2006 – Adopted	Approved by Minister for Local/State Government Relations and published in State Government Gazette 14 December 2006
28 August 2018 – Approved	Approved by the Minister for Local Government 25 March 2019 Published in the State Government Gazette 18 April 2019
11 August 2020 – Amendment to Section 4.8.2	Approved by Minister 12 November 2020 Published in State Government Gazette 19 November 2020

Draft
Item 10.12 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Annexure 1 – Adelaide Park Lands Plan GRO 01/2014



Item 10.12 Attachment A Draft

Licensed by Copyright Agency. You must not copy this work without permission.

Community Land Revocation – Pirie Street Volleyball Courts Land (Pirie Street land)

ITEM 10.13 13/07/2021
Council

Strategic Alignment - Enabling Priorities

2021/00828
Public

Program Contact:
Shaun Coulls, Associate Director, Strategic Property and Commercial 8203 7036

Approving Officer:
Tom McCready, Acting Director City Shaping

EXECUTIVE SUMMARY

During February and March 2021, the Administration undertook extensive community consultation with respect to the proposed revocation of the community land classification of the Pirie Street Volleyball Court land (Pirie Street land) for the purpose of its sale and redevelopment. The results of the community consultation were presented to Council at its meeting of 11 May 2021. A key concern from the public consultation was the loss of the existing beach volleyball facility from the Pirie Street land.

At the above meeting Council considered a separate 'Site for City Beach' report which recommended an alternate site for Volleyball SA given the proposed sale and redevelopment of the Pirie Street land. On consideration of this report Council approved that a section of the former netball courts in Bonython Park/Tulya Wardli (Park 27) be repurposed into a beach volleyball facility subject to various matters including Volleyball SA receiving sufficient funding to complete the project.

Council resolved at its meeting of 11 May 2021 to proceed with the revocation of the community land classification of the Pirie Street land. Council also resolved to submit a report to the Minister for Planning & Local Government (the Minister) seeking approval to the proposed revocation.

A report on the proposed revocation was submitted to the Minister on 25 May 2021 in accordance with section 194(3)(b) of the *Local Government Act 1999 (SA)* (the Act). In addition, responses to key concerns expressed during the public consultation were made available to respondents who lodged formal submissions.

On 5 July 2021 the Minister approved the proposal by the City of Adelaide to revoke the community land classification of the Pirie Street land.

The Minister has advised that if the City of Adelaide Council wishes to proceed with the revocation, Council will need to pass a motion to revoke the community land classification pursuant to section 194(3)(b) of the Act.

THAT COUNCIL

1. Approves to revoke the Pirie Street Volleyball Courts land (Pirie Street land) as defined within Attachment A to Item 10.13 on the Agenda for the meeting of the Council held on 13 July 2021 and described as Allotment 6 in Deposited Plan 21138 as contained within Certificate of Title Volume 5471 Folio 983 from the classification as community land pursuant to section 194(3)(b) of the *Local Government Act 1999 (SA)*.
2. Authorises the Lord Mayor and the Chief Executive Officer to execute and affix the common seal to all necessary documents to give effect to the revocation of the community land classification of the Pirie Street land.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities 5.04 Implement the Strategic Property Review
Policy	The public consultation has been completed in line with Council's Community Consultation Policy. Sale and redevelopment of the land will take place by way of an open EOI process pursuant to the Acquisition and Disposal of Land & Infrastructure Assets Policy.
Consultation	Public consultation was undertaken using a variety of mediums over a period greater than 21 days exceeding the requirements of Council's Community Consultation Policy.
Resource	Next steps as outlined within this report will be undertaken by the Strategic Property & Commercial Program.
Risk / Legal / Legislative	Section 194(3)(b) of the *Local Government Act 1999 (SA)* sets out that if the Minister approves the proposed community land revocation the Council may make a resolution revoking the classification as community land.
Opportunities	The redevelopment will act as a catalyst supporting employment and economic activity within the City East precinct. This is in addition to opportunities for ground level retail and associated indoor/outdoor space offering improved activation and amenity. Proceeds from the sale will be transferred to the City of Adelaide's future fund.
21/22 Budget Allocation	The Strategic Property & Commercial Program's 2020/21 budget incorporates $100,000 for the implementation of strategic property activities.
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Sale and redevelopment of the Pirie Street land will incorporate a partnership approach with the development industry enabling the Pirie Street land to be leveraged for significant investment.

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. As of 1 January 2000, under *the Local Government Act 1999 (SA)* (the Act), all local government land (except roads) that is owned by a council or is under the care, control and management of a council is classified as community land.
2. Since 1 January 2003, removal from the classification as community land can only proceed by revocation under Section 194 of the Act. The proposal to revoke land requires a council to undertake public consultation in accordance with its Community Consultation Policy with approval to be given by the Minister for Planning & Local Government (the Minister).
3. Land that is community land cannot be disposed of (sold or transferred), unless it has been excluded from the classification or revoked.
4. A Strategic Property Review was finalised in early 2020. The review sought to optimise the performance of the property portfolio and provide a strategic approach to Council's property activities. In this regard, the Strategic Property Review recommended the disposal of the Pirie Street land on the following basis:
    4.1. The property offered limited financial return having been leased to Volleyball SA on a subsided lease arrangement by Council (resulting in a rental shortfall or opportunity cost of approximately $1.6m over 20 years).
    4.2. The facility while supporting city recreation does not benefit of all city users (being the subject of an exclusive lease with Volleyball SA).
    4.3. The land is underdeveloped and not representative of highest and best use.
    4.4. It was considered that beach volleyball could operate within a Park Lands location.
5. On 15 December 2020 Council considered a Strategic Property Action Plan Update and resolved to:
    5.1. Authorise the Chief Executive Officer to initiate an Expression of Interest (EOI) with the Pirie Street land to be offered as the core opportunity and the adjoining Pirie Flinders UPark to be offered as an additional value add opportunity.
    5.2. Approve to proceed with the process for revocation of the Pirie Street land from its classification as community land pursuant to Section 194 of the Act.
    5.3. Note that Council will review the results (including submissions received) of the public consultation process at a future meeting to determine its position on the proposed community land revocation.
6. The revocation of the Pirie Street land from its community land status was proposed for the purpose of its sale and redevelopment by way of an EOI process. The sale of the land will enable a mixed-use development supporting catalytic investment within the City East precinct.
7. Desired objectives for the site redevelopment comprised innovative commercial space (ie. advanced economy businesses, start-ups), quality housing opportunities appealing to a broader market (ie. Built to Rent, key worker and owner occupier housing) together with retail activation, open/green space and sustainability features.
8. The addition of the Pirie Flinders UPark as a value-add opportunity requires an improved value proposition compared to the existing UPark asset and income stream.

Community Land Revocation

9. The Pirie Street land being the subject of the proposed revocation comprised the land within Allotment 6 in Deposited Plan 21138 as contained within Certificate of Title Volume 5471 Folio 983 delineated at **Attachment A**.
10. Public consultation for the proposed community land revocation commenced on 25 February 2021 and closed on 29 March 2021 extending beyond the 21-day requirement within Council's Community Consultation Policy.
11. Consultation incorporated public notices, signage displays, key stakeholder updates, use of YourSay website and social media posts.
12. At its meeting on 11 May 2021 Council considered the submissions received from the public consultation process for the proposed revocation of the Pirie Street land from its community land status and it was considered that key concerns had been sufficiently addressed with further feedback received to inform the proposed sale and redevelopment of the land at 211-217 Pirie Street.

Licensed by Copyright Agency. You must not copy this work without permission.

13. Responses to key concerns expressed during the public consultation were subsequently made available to respondents who lodged formal submissions.
14. At the above meeting Council considered a 'Site for City Beach' report and resolved to:
    14.1. Approve a section of the former netball courts in Bonython Park/Tulya Wardli (Park 27) being repurposed into a beach volleyball facility subject to:
        14.1.1. Volleyball SA receiving sufficient funding to complete the project.
        14.1.2. Further consideration of consolidating existing and proposed amenities where practical, to service the entire park.
        14.1.3. A significant portion of the area returned to greenspace.
        14.1.4. Landscaping integrated with the beach volleyball facility.
15. In a separate report Council also resolved at the meeting of 11 May 2021 to:
    15.1. Approve to proceed with the revocation of the community land classification of the Pirie Street land having considered the submissions, including written objections, as well as the response to the submissions.
    15.2. Approve that a report be submitted to the Minister in accordance with Section 194(3)(a) of the Act seeking approval to the revocation of the community land classification of the Pirie Street land.
16. A report on the proposed revocation was submitted to the Minister on 25 May 2021 in accordance with section 194(3)(a) of the Act. This report was companied by an application seeking approval to the revocation of the community land classification of the Pirie Street land.
17. The above report to the Minister incorporated the relevant information sought within the 'Office for Local Government Guidance Paper Section 194 – Revocation of Community Land Classification'. This included information relating to the nature of the proposal, the public consultation process as well as formal submissions received and City of Adelaide responses.
18. The proposal to revoke the community land classification of the Pirie Street land was approved by the Minister on 5 July 2021 as available at Link 1 view here.
19. The Minister has advised within the above approval that if the City of Adelaide wishes to proceed with the revocation, then Council will need resolution to revoke the community land classification pursuant to section 194(3)(b) of the Act.
20. Given the above, Council is now in a position to formally revoke the community land classification of the Pirie Street land, pursuant to section 194(3)(b) of the Act. In addition to the formal revocation of the land, it is recommended that the Lord Mayor and Chief Executive Officer be authorised to execute and affix the common seal to all necessary documents to give effect to the revocation of the community land classification.

DATA AND SUPPORTING INFORMATION

Link 1 – Letter from the Minister for Planning & Local Government

ATTACHMENTS

Attachment A – Pirie Street land

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Diagram 2: Aerial photo delineating Pirie Street Volleyball Courts Site community land boundary

Adelaide City Council Community Land Management Plan
Community Land Category - Commercial (Recreational)
Detail Map 1 of 1

Pirie Street Volleyball Courts
Legal Description - CT5471/983

Item 12.3 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

2021 LGA Annual General Meeting

ITEM 10.14 13/07/2021
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Mick Petrovski, Manager, Governance 8203 7119

2018/04054
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

EXECUTIVE SUMMARY

The Local Government Association of South Australia (LGA) has advised that its Annual General Meeting will be held on Friday 29 October 2021.

The LGA has invited South Australian councils to submit proposed Items of Business for the Annual General Meeting by Friday 6 August 2021.

Council Members and the Administration have been engaged regarding possible Items of Business via E-News.

Council Members have also been informed of the opportunity to attend the meeting and nominate as Council voting Delegate or Deputy Delegate.

RECOMMENDATION

THAT COUNCIL

1. Notes the LGA Conference and Annual General Meeting are scheduled for 28-29 October 2021.
2. Endorses the submission of the proposed motion contained in this report for referral to the Greater Adelaide Regional Organisation of Councils (GAROC) or the LGA Board of Directors to consider their inclusion as items of strategic importance in the LGA AGM agenda.
3. Notes that the Lord Mayor will continue as Council's standing Delegate and Deputy Lord Mayor, Councillor Couros, will continue as Deputy Delegate for the 2021 LGA Annual General Meeting on 29 October 2021.

   OR

3. Appoints a new Council Delegate and / or Deputy Delegate for the 2021 LGA Annual General Meeting on 29 October 2021.

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities This report contributes to Council's 2020-2024 Strategic Plan by providing the opportunity to demonstrate bold leadership and strategic partnerships to meet challenges and take up new opportunities.
Policy	Not as a result of this report
Consultation	Council Members were invited to proposed items of business for Council to move at the LGA Ordinary General Meeting via E-News. Council Members have also been informed of the opportunity to attend the meeting or to nominate as a voting Delegate or Deputy Delegate.
Resource	Administrative support will be provided to Council Member/s attending.
Risk / Legal / Legislative	Not as a result of this report
Opportunities	Attendance at the LGA Annual General Meeting provides an opportunity for Council to participate in decision making on LGA policy and local government matters. In addition, submission of items of business for consideration at the meeting provides Council with the opportunity to shape the future of Local Government in South Australia.
21/22 Budget Allocation	Not as a result of this report
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. The Annual General Meeting (AGM) of the LGA is scheduled to be held on Friday 29 October 2021 at the Adelaide Entertainment Centre.

Appointment of a Voting Delegate and Deputy Delegate

2. Council may choose to appoint a new Council Delegate and Deputy Council Delegate to vote on Council's behalf at the AGM. Alternatively, Council may confirm its standing appointment (made prior to the 2021 LGA Ordinary General Meeting) of the Lord Mayor as Council's voting Delegate and Councillor Couros (Deputy Lord Mayor) as Deputy Delegate (in the event the Delegate is unable to attend).

3. Notification of any change to Delegates is to be provided on the *LGA General Meetings – Appointment of Council Delegate* form to the LGA in advance of the meeting.

Notices of Motion

4. The LGA has invited South Australian councils to submit proposed Items of Business for inclusion in the AGM agenda.

5. The *LGA General Meeting Proposed Items of Business form* is required to be submitted to the LGA by Friday 6 August 2021. Proposed items will be referred to the Greater Adelaide Regional Organisation of Councils (GAROC) or the LGA Board of Directors to consider their inclusion as items of strategic importance in the LGA AGM agenda.

6. Council Members were engaged and invited via an E-News article dated 8 June 2021 to submit proposed Items of Business for Council's consideration.

7. At the time of writing, one item of business has been put forward by Cr Knoll for Council's consideration and submission to GAROC or the LGA Board in preparation for the LGA Annual General Meeting.

8. Cr Knoll's proposed motion for the LGA relates to the voters roll of councils and seeks legislative amendment, as follows:

> *"That the LGA lobby the Minister for Local Government to propose an amendment to the Local Government Elections Act 1999 to make it a requirement that, when a person, body corporate or group is submitting an application for enrolment in respect of an area or ward in accordance with the Act, an email address should also be provided for inclusion on the voters roll."*

9. Council should note that Cr Knoll has also submitted a Motion on Notice along similar lines, to be considered separately, allowing for the Lord Mayor to write to the Minister for Local Government directly about the same proposal.

10. Should Council determine to put forward the proposed motion (above) as contained in paragraph 2 of the recommendation to this report, the *LGA General Meeting Proposed Items of Business form* is required to be submitted to the LGA by 5 August 2019.

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Representation Review - Options Paper 2

ITEM 10.15 13/07/2021
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Mick Petrovski
Manager Governance

2018/04004
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer

EXECUTIVE SUMMARY

Section 12 (4) of the *Local Government Act 1999 (SA)* (the Act) requires each council to undertake a representation review approximately every eight years, with the precise timing of each review determined by the Minister for Local Government.

At its meeting on 13 October 2020, Council appointed Helen Dyer of Holmes Dyer Pty Ltd (the Consultant) as the suitably qualified person pursuant to section12(5) of the Act to undertake the review, and officially initiated the Representation Review process.

A six-week public consultation was undertaken, and the results were presented to Council Members at The Committee meeting on 15 June 2021. A CEO Briefing was also held with Council Members on 29 June 2021 to discuss alternate modelling proposals submitted by Council Members.

At a special Council meeting on 6 July 2021 Council resolved that a new Options Paper would be completed which includes Option 1 - an all-area model, Option 2 - Three Wards with material boundary revisions model, and Option 3 - an adapted Three Ward model. It was noted that a further six week public consultation period would be required once the Options Paper was finalised.

The new Options Paper from the Consultant has now been received and is ready for public consultation.

The Representation Review Report is required to be submitted to the Electoral Commission of South Australia (ECSA) by 31 October 2021. The outcome of the representation review will be applied at the November 2022 Local Government Election.

RECOMMENDATION

THAT COUNCIL

1. Notes the Representation Review Options Paper as per Attachment A to Item 10.15 on the Agenda for the meeting of the Council on 13 July 2021, for the purposes of public consultation.
2. Notes the Chief Executive Officer may make editorial amendments or formatting changes of a minor nature to the Representation Options Paper as part of the preparation for public consultation (if required).

Licensed by Copyright Agency. You must not copy this work without permission.

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities
Policy	Not as a result of this report
Consultation	The Representation Review process requires two rounds of public consultation as per section 12(7) and (9) of the *Local Government Act 1999 (SA*) (the Act).
Resource	The Team Leader Corporate Governance will continue to assist the Consultant during the multi-staged process. Resources from the Public Consultation and Media Team are required to assist during the public consultation sections of the Review.
Risk / Legal / Legislative	This review is required to be conducted in accordance with Section 12 of the Act. An independent consultant has been procured to deliver the options paper on behalf of Council.
Opportunities	Changes to the City of Adelaide Council composition and or wards may provide for updated representation.
21/22 Budget Allocation	$60,000 reserved for the two statutory public consultations, legal services and contingency relating to the representation review process. $20,000 additional for further consultancy, public consultation and marketing as approved by Council 6 July 2021.
Proposed 22/23 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
21/22 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. Section 12 (4) of the *Local Government Act 1999* (SA) (the Act) requires Council to undertake a review of all aspects of its composition and the division (or potential division) of the Council area into wards (the Representation Review).
2. The City of Adelaide last completed a Representation Review in 2013. The most recent Notice of Determination of Relevant Period for section 12 (4) of the Act was published by the Minister in the SA Government Gazette on 1 August 2019. The Notice indicates that the City of Adelaide (CoA) is required to undertake a review during the period of June 2020 - October 2021.
3. A Representation Review is a mechanism for examining the existing composition and electoral structure, assessing the advantages and disadvantages of various options available for the composition and structure of the elected Council and ensuring that structures will be in place to ensure effective and efficient governance to meet future community requirements.
4. A Representation Review also gives the community an opportunity, on a regular basis, to have input into the optimum number of elected representatives on Council and the structure of the Council that best meets the needs of the community.
5. At its meeting on 13 October 2020, Council appointed Helen Dyer of Holmes Dyer Pty Ltd (the Consultant) as the suitably qualified person pursuant to section 12(5) of the Act to prepare the Representation Review Options Paper for the CoA.
6. Council at its meeting 9 March 2021 noted the draft Options Paper ready for public consultation activities. The six-week consultation period started on 11 March 2021.
7. Results of the public consultation were presented to The Committee on 15 June 2021. The community consultation feedback indicated support for a reduction in the number of Members of Council while maintaining a three Ward structure; this was demonstrated in Option 2 within the Options Paper.
8. Following feedback received at The Committee meeting on 15 June, a CEO Briefing was held with Council Members on 29 June 2021, to discuss alternate modelling proposals submitted by Council Members. The briefing provided an opportunity for Council Members to further discuss in detail the consultant's Option 2 (from the Options Paper), along with an 'All Area' model and an 'adapted' three Ward model.
9. A Special Council meeting was held on 6 July 2021 for Council to consider two processes in moving forward with the Representation Review with the following resolution made, that Council:
    1. *Approves Process 2, as outlined in Item 4.1 on the Agenda for the Special meeting of the Council held on 6 July 2021 noting that Administration will, with the consultant, develop a new Options Paper, taking into consideration further modelling proposals presented by Members, for presentation to Council on 13 July 2021.*
    2. *Approves an additional $20,000 be allocated to resource the preparation of the new Options Paper and the additional public consultation requirements.*
    3. *Notes that, subject to Council approval of the revised Options Paper on 13 July 2021, a six-week public consultation period and associated activities will be undertakes.*
10. The new Representation Review Options Paper has been finalised by the Consultant and is ready to be released for the purposes of public consultation.
11. The Representation Review Options Paper provides information on possible representation structures for consultation purposes, including:
    11.1. Composition of the Council.
    11.2. Elector Representation – with regard to elector ratios and number of councillors.
    11.3. Demographic trends – considering current elector numbers and population projections.
    11.4. Ward Structure – which considers no wards, variations of ward representation and the number of wards.
12. The Options Paper sets out three different options:
    12.1. Option 1 is an area option, reflecting indicated support for a reduction in the number of Members of Council.
    12.2. Option 2 is a Three ward option (as near as practicable to current) with a base option of the Lord Mayor and eight ward Councillors and then options adding two and three Area Councillors.

Licensed by Copyright Agency. You must not copy this work without permission.

12.3. Option 3 is an adapted Three Wards option with a base option of the Lord Mayor and five Councillors, a secondary option of the Lord Mayor and 10 Councillors and then options of the Lord Mayor, five ward Councillors and various options for Area Councillors including two, four and six.

13. The following table explains the public consultation/marketing that is proposed to accompany the release of the Representation Review Options Paper:

Timeframe	Milestone/ Engagement/ Marketing Tactic
9.00am Friday 16 July – 5.00pm Friday 27 August	The Representation Review Options Paper released for a period not less than six weeks for community consultation. Electronic engagement with ratepayers via the rates database- Qualtrics. Engagement with city community via Your Say Adelaide Provision of copies of the Representation Review Options Paper for inspection on the City of Adelaide's website and at the principal office of the Council, community centres and libraries. Partnering with Adelaide Economic Development Agency and their established relationships to ensure a targeted communications plan is developed and implemented to encourage city businesses and international students to provide their feedback during the consultation period. Tactical marketing plan will include utilisation of both printed and digital marketing collateral, including publication of public notices, social media promotion, digital screens, email newsletters and posters.
Community Forum – week starting 9 August 4:30pm	Community Forum to be facilitated by Homes/Dyer in Adelaide Town Hall

14. While the conduct of the City of Adelaide Representation Review is a legislative requirement, the review provides a positive opportunity for reform and meaningful community engagement and participation. It is anticipated that the public consultation period will run from 9am Friday 16 July until close of business on Friday 27 August 2021.

15. During the consultation period, a further Community Workshop will be scheduled to provide another platform for members of the community to participate.

16. Consultation results will be presented to the Committee early September. The presentation will contain a consolidated post engagement summary and analysis– addressing results from the public consultation, a response on the issues arising from the consultation and a proposal that will satisfy the requirements of Section 12 of the Act. The results of the consultation will inform Council's eventual Representation Review proposal.

17. A report including the draft Representation Review Report and public consultation activities will be presented to Council mid-September. A further three-week consultation process will begin shortly after. During this time Members of the public will be invited to be heard at a public hearing.

18. A special Council meeting will be required in late October 2021 to endorse the final Representation Review Report ready for submission to ECSA.

19. Any decision regarding the representation structure of Council will take effect from the next General Election, scheduled to occur in November 2022.

ATTACHMENTS

Attachment A – (Draft) Representation Review Options Paper as prepared by Holmes Dyer Pty Ltd

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

REPRESENTATION REVIEW
OPTIONS PAPER CITY OF ADELAIDE (REVISED JULY 2021)

Prepared for:
City of Adelaide

Date:
08.07.2021

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Proprietary Information Statement

The information contained in this document produced by Holmes Dyer Pty Ltd is solely for the use of the Client identified on the coversheet for the purpose for which it has been prepared and Holmes Dyer Pty Ltd takes no responsibility to any third party who may rely upon this document.

All rights reserved. No section or element of this document may be removed from this document, reproduced electronically stored or transmitted in any form without the written permission of Holmes Dyer Pty Ltd.

Document Control

Revision	Description	Author	Date
v1	For Consultation	HD	08.07.21

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

EXECUTIVE SUMMARY

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

In early 2021 an options paper was prepared in respect of the City of Adelaide as part of its Representation Review process.

In accord with sections 12 (7) and 12 (8) of the *Local Government Act 1999* this options paper was released for consultation between 11 March 2021 and 4 May 2021.

As a result of feedback received this option paper (revised July 2021) has been prepared to test the preferred two options, being a three ward (as close as practicable to existing model) and an area only model.

This paper now presents an option for area only representation and two alternative three ward models.

Executive Summary

> ***"The Representation Review is a mechanism for examining the existing composition and electoral structure, assessing the advantages and disadvantages of various options available for the composition and structure of the elected Council, and ensuring structures will be in place to ensure effective and efficient governance to meet future community requirements."***
>
> ***– LGA (SA).***

This Representation Options Paper has been prepared in accordance with section 12(5) of the Local Government Act 1999, by a person who, in the opinion of the Council, is qualified to address the representation and governance issues that may arise with respect to the matters under review.

The purpose of this Representation Review is to determine whether the City of Adelaide communities are adequately represented in local government. The Review looks at whether Council's structure gives residents an effective pathway to have a voice to its local government and if those communities would benefit from changes to the composition, size or Ward structure of the Council.

The *Local Government Act 1999* provides the statutory framework for undertaking a Representation Review. The review must be conducted in accordance with sections 12, 26(1)(c) and 33 of the Act. The City of Adelaide is also subject to the *City of Adelaide Act 1998*. This Act is to be read in conjunction with the *Local Government Act 1999* and the *Local Government (Elections Act) 1999* such that the three Acts are construed as if there was one Act.

The City of Adelaide is required to conduct a comprehensive review of its representation structure by October 2021.

This paper sets out a range of options designed to address the following:

- Whether the City of Adelaide community would benefit from an alteration to its composition or Ward structure;
- The advantages and disadvantages of the various options that are available to the Council, and because the City of Adelaide has Wards, whether the division of the area into Wards should be abolished; and
- How each option relates to the Principles under section 26(1)(c) and the matters referred to in section 33 of the *Local Government at 1999*.
- The method of election of the Lord Mayor.

The review does not address a change from a municipal council to a district council or the alteration of the name of the Council or the area of the Council.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Contents

EXECUTIVE SUMMARY III

1. INTRODUCTION 2

1.1. AUTHORSHIP 2

1.2. REPRESENTATION REVIEW 2

1.2.1. CONSULTATION 3

1.3. SCOPE 3

1.4. PREVIOUS REVIEW 4

1.5. CURRENT COMPOSITION 4

1.6. CITY OF ADELAIDE 6

2. VOTERS AND PROJECTIONS 8

2.1. VOTERS 8

2.1.1. EXAMPLE OF VOTER ENTITLEMENTS FOR THE ELECTION OF COUNCILLORS 8

2.2. VOTER PROJECTIONS ANALYSIS 9

3. LEGISLATIVE PROVISIONS 13

3.1. HEAD POWERS 13

3.1.1. COMPOSITION OF COUNCILS 13

3.1.2. PRINCIPLES TO BE OBSERVED 13

3.1.3. WARDS 14

4. COMPOSITION OF COUNCIL 17

4.1. COMPOSITION 17

4.1.1. LORD MAYOR 17

4.1.2. COUNCILLORS 20

5. ELECTOR REPRESENTATION 22

5.1. ELECTOR NUMBERS 22

5.2. QUOTA 22

5.3. WARD QUOTA 23

5.4. COMPARISONS WITH SIMILAR COUNCILS 23

5.5. NUMBER OF MEMBERS 26

6. WARDS OR NO WARDS 28

6.1. WARDS 28

6.1.1. THE DESIRABILITY OF REFLECTING COMMUNITIES OF INTEREST OF AN ECONOMIC, SOCIAL, REGIONAL OR OTHER KIND; 29

6.1.2. THE POPULATION OF THE AREA, AND OF EACH WARD AFFECTED OR ENVISAGED BY THE PROPOSAL; AND THE NATURE OF SUBSTANTIAL DEMOGRAPHIC CHANGES THAT MAY OCCUR IN THE FORESEEABLE FUTURE; 29

6.1.3. THE TOPOGRAPHY OF THE AREA, AND OF EACH WARD AFFECTED OR ENVISAGED BY THE PROPOSAL; 30

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

6.1.4. THE FEASIBILITY OF COMMUNICATION BETWEEN ELECTORS AFFECTED BY THE PROPOSAL AND THEIR ELECTED REPRESENTATIVES; 30
6.1.5. WARDS 30
6.1.6. CHARACTERISTICS OF WARDS 31
6.2. NO WARDS 31
6.3. COMBINATION 31
7. OPTIONS 33
7.1. OPTION 1 - NO WARDS – LORD MAYOR AND ELECTED MEMBERS 33
7.2. OPTION 2 - THREE WARDS – AS CLOSE AS PRACTICABLE TO EXISTING 35
7.3. OPTION 3 – THREE WARDS (ADAPTED) 37
8. CONCLUSION 40

Appendices

Appendix 1. Extracts – Local Government Act 1999 42
Appendix 2. Extracts – City of Adelaide Act 1998 43

Figures

Figure 1. Current Ward Map 5
Figure 2. Option 1 No Wards 34
Figure 3. Option 2 – Three Wards – as close as practicable to existing 35
Figure 4. Option 3 – Three Wards (Adapted) 37

Tables

Table 1. Variances from Ward quota 5
Table 2. Projections of Voters by Voter Type 10
Table 3. Geographic Distribution of Growth 10
Table 4. Comparison with Capital City Councils 24
Table 5. Access to number of Councillors by Ward 25
Table 6. Comparison with large (budgets, areas and population) Greater Adelaide Councils 25
Table 7. Comparison across Greater Adelaide and South Australian Councils 26
Table 8. Example of quotas with varying numbers of Elected Members 34
Table 9. Example of Quotas with and without Area Councillors 36
Table 10. Representation and variance over time 36
Table 11. Example of Quotas with and without Area Councillors 38
Table 12. Representation and variance over time 38

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

1 - Introduction

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

1. Introduction

In early 2021 an options paper was prepared in respect of the City of Adelaide as part of its Representation Review process.

In accord with sections 12 (7) and 12 (8) of the *Local Government Act 1999* this options paper was released for consultation between 11 March 2021 and 4 May 2021.

As a result of feedback received during the March / May consultation this option paper (revised July 2021) has been prepared to test the preferred two options, being a three ward (as close as practicable to existing model) and an area only model. In addition an alternative three ward model has been included.

1.1. Authorship

This Representations Options paper has been prepared by Ms Helen Dyer of Holmes Dyer, with assistance from Ms Sarah Gilmour, Mr Stephen Holmes of Holmes Dyer and Mr Matthew Pistor of Graphica, in accord with the requirements of the *Local Government Act 1999* section 12(5). The paper addresses the representation and governance issues that may arise with respect to the matters under review.

The opinions expressed in this paper are those of the author and do not reflect an Adelaide City Council position.

1.2. Representation Review

The purpose of a Representation Review is to determine whether the City of Adelaide communities are adequately represented in local government. The review looks at whether Council's structure gives residents an effective pathway to have a voice to its local government and if those communities would benefit from changes to the composition, size or Ward structure of the Council.

The *Local Government Act 1999* provides the statutory framework for undertaking a Representation Review. The Review must be conducted in accordance with sections 12, 26(1)(c) and 33 of the Act. The City of Adelaide is also subject to the *City of Adelaide Act 1998*. This Act is to be read in conjunction with the *Local Government Act 1999* and the *Local Government (Elections Act) 1999* such that the three Acts are construed as if there was one Act.

The City of Adelaide is required to conduct a comprehensive review of its representation structure by October 2021.

The Review process involves the following broad steps:

1. Initiate Representation Review
2. **Representation Options Paper (Options Paper)**
3. **Community Consultation on the Options Paper**
4. Respond to Public Consultation Outcomes
5. Representation Review Report (Review Report)
6. Community Consultation on the Review Report
7. Public Hearing of Submissions
8. Final Representation Review Report
9. Boundary Documentation (if required).

The Adelaide City Council resolved to initiate its Representation Review and appoint Helen Dyer of Holmes Dyer to undertake this review at its meeting held on 13 October 2020.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

1.2.1. Consultation

The process for a Representation Review includes two periods of public consultation.

The first is in relation to this Options Paper and occurs for a period of at least six weeks. The second is in relation to the Representation Report and is for a period of at least three weeks, following which there is an opportunity for interested persons to be heard by the Council.

Notification of public consultation on this Options Paper will be provided in accord with the *Local Government Act 1999* and will include notification in the Government Gazette, public notices in print media and on Council's website.

The public consultation period is 16th July to 27th August.

Interested persons may obtain a copy of the Representation Options Paper:

- The Adelaide City Council, Customer Centre, 25 Pirie Street, Adelaide (9am-5pm Mon-Fri)
- Adelaide City Council Libraries (during opening hours)
  - City Library, level 3, Rundle Place, enter via Rundle Mall, Francis Street, Lindes Lane or the Grenfell Street Car Park
  - Hutt Street Library 235 Hutt Street, Adelaide
  - North Adelaide Library, 176 Tynte Street, North Adelaide
- Council's website https://www.cityofadelaide.com.au

Comments should be received no later than Friday 27th August 5pm and can be submitted via https://yoursay.cityofadelaide.com.au/ or in writing addressed to:

Chief Executive Officer
City of Adelaide
25 Pirie Street
Adelaide, SA, 5000

Or

Chief Executive Officer
City of Adelaide
GPO Box 2252
Adelaide, SA, 5001

Following this initial round of public consultation, the Council will prepare a report that addresses the community response to the Representations Option Paper and set out the Council's proposal for the future composition of the Council. This second report will be titled Representation Review Report.

A second Round of consultation will occur once the Council has prepared its Representation Review Report and will be advertised in the SA Government Gazette, and on Council's website.

1.3. Scope

Under section 12(4) of the *Local Government Act 1999*, the Representation Review requires a full review of all aspects of the composition of the Council, and the issue of the division, or potential division, of the Council area into Wards.

This Representation Options Paper examines broadly the matters required under section 12(6) of the Act, and specifically:

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

- Whether the City of Adelaide community would benefit from an alteration to its composition or Ward structure;
- The advantages and disadvantages of the various options that are available to the Council, and because the City of Adelaide has Wards, whether the division of the area into Wards should be abolished; and
- How each option relates to the Principles under section 26(1)(c) and the matters referred to in section 33 of the *Local Government Act 1999*.

The City of Adelaide is different to other Councils in South Australia by virtue of the breadth of stakeholders and its roles as a Capital City Council. Adelaide City not only is the Government body representing ratepayers, businesses, institutions and residents of the city, but represents the whole of Adelaide on a national and international stage. The Lord Mayor, in particular, has a key role in the national arena but also has a special relationship with the State Parliament. This role is recognised in *section 20 of the City of Adelaide Act 1998* which provides that the Council will be constituted of the Lord Mayor and other members. The following additional matter is therefore identified for review:

- The method of election of the Lord Mayor

The review does not address a change from a municipal council to a district council or the alteration of the name of the Council or the area of the Council.

1.4. Previous Review

The previous comprehensive review of Council's representation structure was completed in December 2013. At the time of that review the Council composition included:

- The Lord Mayor elected by the electors of the Council area as a whole
- Five Councillors elected by the electors of the council area
- Six Councillors elected by the electors in each of three Wards, with each Ward comprising two Ward Councillors.

As a result of the review process, the certified review resulted in slight boundary changes for the three Wards already in place, the removal of one Area Councillor position, and the creation of an additional Central Ward Councillor position. The changes were implemented at the November 2014 elections.

This remains the current composition of Council.

1.5. Current Composition

The City of Adelaide is comprised of twelve elected members that represent Adelaide and North Adelaide, as follows:

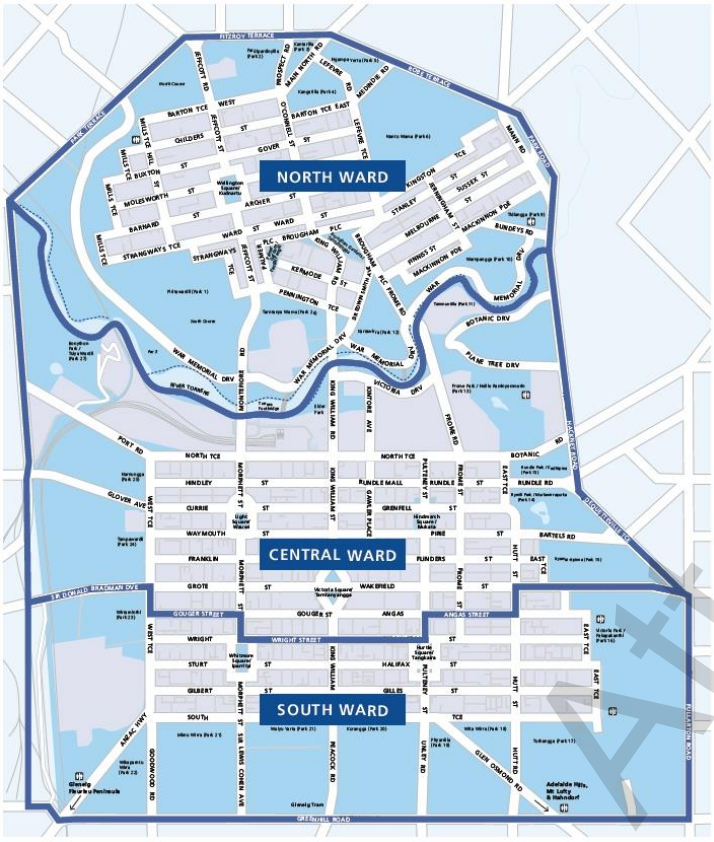
- The Lord Mayor who is elected by the electors of the council area as a whole;
- Four councillors elected by the electors of the council area; and
- Seven councillors elected by the electors of three Wards, as follows:
  - Two councillors for North Ward
  - Three councillors for Central Ward
  - Two councillors for South Ward.

The existing Wards are shown below in Figure 1.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Figure 1. *Current Ward Map*



Due to uneven levels of growth across the City with more growth occurring in the South Ward, the Ward representation is now in excess of the allowable tolerances and as such in the event that the Council seeks to retain Wards, some readjustment of Ward representation will be required.

As at 31 May 2021 the total numbers of voters was 28,034. The Quota was 1:2,336 and the Ward Quota was 1:4,004.

Table 1 below shows the variances.

Table 1. *Variances from Ward quota*

Ward	Ward Councillors	Electors	Voters per Ward Councillor	Variance
North	2	6,929	3,464	-13.5%
Central	3	12,376	4,125	+3%
South	2	8,729	4,364	+9%

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

1.6. City of Adelaide

Adelaide is the Capital of South Australia and comprises two suburbs, Adelaide and North Adelaide separated by the River Torrens (Karrawirra Parri). It covers an area of some 15.5 km^2 and lies on the Traditional Lands of the Kaurna people. It is home to around 25,500[1] people and (pre-COVID-19) is visited by about 300,000[2] people every day.

The City of Adelaide was identified by the Colony's Surveyor General, Colonel William Light in December 1836 and was surveyed and laid out by March 1837. Adelaide is a largely grid pattern with the southern square mile and North Adelaide both being surrounded by Park Lands and divided by the River Torrens (Karrawirra Parri). The southern square mile grid is a regular north/south – east/west layout with North Adelaide's grid being located slightly diagonally to accommodate the steeper topography.

As the CBD for South Australia, Adelaide is the highest order commercial and retail centre within the State.

Most of the institutional and commercial land uses are to the south of the River with the mainly residential North Adelaide to the North. Notably both sides of the River Torrens (Karrawirra Parri) comprise the Park Lands and area have been developed for recreational uses, such as playing fields and parks, the Adelaide Oval, the Botanic Gardens and the Zoo. Some cultural and institutional buildings are also partially located within the Park Lands, notably universities, schools, the hospital, Rail yards and Festival Centre. Adelaide's Parklands are Heritage listed.

The City of Adelaide is unique in South Australia having a role also as both a State and National City.

[1] .idprofile, 2019 ERP
[2] City of Adelaide website, about Adelaide

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

2 – Voters and Projections

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

2. Voters and Projections

2.1. Voters

Voters are recorded on the Voters Roll. The Adelaide City Council Voters Roll comprises electors derived from the House of Assembly Roll and both residential and non-residential electors identified from ratepayers which are recorded on the Council assessment record, (those registered to vote are included on the Supplementary Roll). Together the House of Assembly Roll and the Council's Supplementary Roll comprises the Voters Roll for each Council election.

An elector may be a natural persons, body corporate or group of persons. The qualification for enrolment on the Voters Roll are contained within Schedule 1 of the *City of Adelaide Act, 1998*. Those persons able to be enrolled include:

- A natural person over the age of 18 years who is resident in the City of Adelaide and who:
  - Is enrolled as an elector for the house of Assembly; or
  - Has lodged a resident enrolment form with the Council.
- A natural person over the age of 18 years and:
  - Is a ratepayer and sole owner of a rateable property; or
  - Is a ratepayer and sole occupier of a non-residential rateable property;
- A body corporate that:
  - Is a ratepayer and sole owner in respect of rateable property; or
  - Is a ratepayer and sole occupier of rateable property.
- A group of natural persons and/or bodies corporate that:
  - Are all ratepayers and joint owners in respect of rateable property; or
  - Are all ratepayers and joint occupiers of non-residential rateable property, and at least one Member is not enrolled as a natural person or body corporate as above and no natural person is enrolled, in respect of the rateable property, as an elector for the House of Assembly or by virtue of a resident enrolment form.

As at 31st May 2021 there were 28,034 voters registered for the City of Adelaide.

An elector is only entitled to one vote in any particular election, noting that for example a periodic election could comprise multiple elections each with their own Voters Roll viz a viz:

- An election in respect of the position of Lord Mayor; and/or
- An election for a councillor or Councillors to represent the Area; and/or
- An election for a councillor or Councillors to be representatives of a Ward (the voting for councillors for each Ward comprises a separate election).

2.1.1. Example of voter entitlements for the election of Councillors

The following demonstrates how an election for Councillors would work in the above context.

2.1.1.1. Election of Area Councillors – ie the whole Council area is the electoral division.

The Voters Roll for an election of Area Councillors comprises the electors included in the House of Assembly Roll and both residential and non-residential elector identified from the Council Assessment Record.

An elector must only appear on the Voters Roll once.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

- For example, if "A" owns two properties one in Adelaide and one in North Adelaide, the name "A" will appear twice on the Council's assessment record. However, the name "A" will only be included on the Voters Roll once.

2.1.1.2. Election of Councillors from Wards

When the Council area is divided into Wards, there is an impact on the composition of the council Voters Roll for the election of Councillors. Although the qualification for enrolment remain unchanged the division into Wards alters the total number of elector entitlements.

- For example if "A" owns two properties one in Adelaide and one in North Adelaide, and these properties are located within different Wards, the person will have an entitlement to vote for candidates in both Ward elections.

2.1.1.3. Election of a combination of Area Councillors and Ward Councillors

If the composition of the Council includes both Area and Ward Councillors (as per the current City of Adelaide composition), each are voted for separately and the voter would have an entitlement to vote in each election once.

- For example if "A" owns two properties one in Adelaide and one in North Adelaide, and these properties are located within different Wards, and the Council has Area Councillors then "A" will be entitled to vote once in each Ward and once in the election for Area Councillors.

It is also worth noting that in the event that the Lord Mayor is also elected at large this would be a separate election and thus in each of the above examples at 2.1.1.1, 2.1.1.2 and 2.1.1.3 voter "A" would also have a vote in that election.

2.2. Voter Projections Analysis

Holmes Dyer has reviewed the Voters Roll for the City of Adelaide, to establish the number of residents and the number of businesses by a range of geographic areas (whole of City, current Wards and possible future Wards) to provide a base population of residents and businesses from which to establish the current suitability of alternative Ward boundaries and to project forward those population bases to 2022, 2026 and 2030; these being the year of the next and subsequent local government elections, noting the next Representation Review will likely fall in 2028-29.

The rates of growth (or decline) in resident and business voters on the roll has been estimated based upon a range of data projections. Forecast.id has provided growth projections on an annual basis from 2020 to 2030 for seven geographic areas of the City of Adelaide. Economy.id has provided historical trends in GST registered business numbers in the CBD.

The .id population projections were prepared in April 2019 and, therefore, do not consider the implications of COVID-19. They have, however, issued substantial commentary on the expected impact of COVID-19 on population and employment growth in CBD areas generally and within the City of Adelaide. Holmes Dyer has utilised these predictions to modify the levels of population and business growth over the next few years to produced revised (downward) projections for 2022 to 2030. It must be emphasised, however, that the extent of impact of COVID-19 and the length of time taken to overcome the pandemic is highly uncertain and outside of the control of the consultants. Therefore whilst we have taken great care to research the impacts of COVID-19 and provide reasonable projections and options, the uncertainty surrounding the pandemic means there is less certainty that the tolerances will be maintained over time, potentially requiring an earlier review.

The base data comes from the City of Adelaide Voters Roll.

Item 10.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Forecast growth rates by .id (in 2019) were for c. 4.3% p.a. population growth from 2020 to 2022 and around 3.0% p.a. population growth from 2022 to 2030. Preliminary evidence of the impacts of COVID-19 suggest that these growth rates will need to be reviewed downwards for at least the next couple of years. The most recent advice from the Electoral Commission of South Australia suggests that House of Assembly registered voters have increased since the December 2020 Quarter to May 2021 (307 votes or 2.5%) but over the same time Council's Supplementary Roll has declined slightly by 55 or c. 0.3%, for a total change of positive 252 (0.09%).

For the purpose of the projections for this project, the following growth rates have been assumed over the next 10 calendar years:

- 2021 – 2022: 0% p.a
- 2023: 1.5% p.a
- 2024 – 2030: 3.0% p.a

Historical growth rates tabulated by Economy.id for GST Registered Businesses in the City of Adelaide have increased by c. 3.2% p.a between March 2015 and March 2020. From March to September 2020, this rate has fell to the equivalent of c. 1.6% p.a.

For the purpose of the projections for this project, we have assumed the following net business registration change over the next 10 calendar years:

- 2021 – 2022: 1.0% p.a
- 2023: 2.0% p.a
- 2024 – 2030: 3.0% p.a

Based upon the Voters Roll provided by Council, the projected change in voters at the key dates of 2021, 2022, 2026 and 2030, are as follows:

Table 2. Projections of Voters by Voter Type

Voter Type	Year			
	2021	2022	2026	2030
Residents	19,820	19,820	21,982	24,741
Businesses	8,214	8,296	9,246	10,407
Total	28,034	28,116	31,229	35,149

These totals are then distributed geographically in accord with the proportion of growth predicted by Forecast.id for each of its seven geographic areas. While the absolute numbers are now lower than predicted by .id in their 2019 forecast, it is reasonable to assume that their distribution of that growth will approximate the geographic distribution foreshadowed by .id.

The proportion of growth occurring in each geographic area and the number of voters generated by that growth is therefore as follows:

Table 3. Geographic Distribution of Growth

Locality	Proportion of ACC Growth
Upper North Adelaide	3.9%
Lower North Adelaide	1.5%
Central West	23.5%
Central East	27.5%

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

South West	9.9%
South Central	28.2%
South East	5.5%

These growth rates are then applied to the projection of each of these geographic areas included within each potential Ward identified in the attached Ward Representations Options, ensuring that in each case, the voter population in each geographic location, when allowance is made for the number of Elected Member Representatives, is within ± 10% of the calculated Ward Quota.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

3 – Legislative Provisions

Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

3. Legislative Provisions

3.1. Head Powers

The *Local Government Act 1999* provides the statutory framework for undertaking a Representation Review. The review must be conducted in accordance with sections 12, 26(1)(c) and 33 of the Act. The City of Adelaide is also subject to the *City of Adelaide Act 1998*. This Act is to be read in conjunction with the *Local Government Act 1999* and the *Local Government (Elections Act) 1999* such that the three Acts are construed as if there was one Act.

3.1.1. Composition of Councils

Part 1 of Chapter 3 of the Act addresses the constitution of Councils. This part of the Act deals with matters such as the creation of Councils, structuring and restructuring, composition, and Wards.

The purpose of a Representation Review is to provide a mechanism to review and examine all aspects of the composition of the Council.

Section 12 specifically requires a Council to review its composition and electoral structure as previously adopted, and identify and contemplate alternative options, and consider, in consultation with the community, whether an alternative structure may be more beneficial.

A Representation Review will therefore consider issues such as:

1. *What is a reasonable, fair, and equitable representation quota, ie how many voters should each Councillor represent?* (This leads to the determination of the total number of Elected Members representing the community. In addition, if a Council has more than 12 Members, the number of Members must be specifically considered to determine if the number should be reduced.)
2. *Whether the Council will be led by a Mayor or a Chairperson?* (This acknowledges that each is elected by a different process.)
3. *Whether the area will be divided into Wards?* (If the area is currently divided into Wards, the question of whether these should be abolished must be specifically considered.)
4. *Whether there will be Area Councillors, Ward Councillors or a combination?*
5. *If the area is divided into Wards whether there will be one Councillor or multiple Councillors per Ward, or a combination?*
6. *If there are Wards the most appropriate boundaries?*
7. *If there are Wards the names of the Wards?*

A copy of section 12 is included in Appendix 1.

3.1.2. Principles to be observed

Section 26 establishes the Principles that must be observed by the Commissioner in considering the Constitution of Councils, this includes dividing or redividing a Council into Wards or abolishing Wards and determining the composition of the Council. These are quite broad ranging and focus on enabling Council to discharge its powers and duties for the benefit of the community, equitably, inclusively, cost effectively and efficiently. The provisions of section 26 are included in Appendix 1. In essence these Principles are:

1. *The resources available to local communities should be used as economically as possible while recognising the desirability of avoiding significant divisions within a community.*
2. *Proposed changes should, wherever practicable, benefit ratepayers.*

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

3. *A Council should have a sufficient resource base to fulfil its functions fairly, effectively and efficiently.*
4. *A Council should offer its community a reasonable range of services delivered on an efficient, flexible, equitable and responsive basis.*
5. *A Council should facilitate effective planning and development within an area, and be constituted with respect to an area that can be promoted on a coherent basis.*
6. *A Council should be in a position to facilitate sustainable development, the protection of the environment and the integration of land use schemes.*
7. *A Council should reflect communities of interest of an economic, recreational, social, regional or other kind, and be consistent with community structures, values, expectations and aspirations.*
8. *A Council area should incorporate or promote an accessible centre (or centres) for local administration and services.*
9. *The importance within the scheme of local government to ensure that local communities within large Council areas can participate effectively in decisions about local matters.*
10. *In considering boundary reform, it is advantageous (but not essential) to amalgamate whole areas of Councils (with associated boundary changes, if necessary), and to avoid significant dislocations within the community.*
11. *Residents should receive adequate and fair representation within the local government systems, whilst over-representation in comparison with Councils of a similar size and type should be avoided (at least in the longer term).*
12. *The importance within the scheme of local government that a Council be able to cooperate with other Councils and provide an effective form of government to the community.*
13. *A scheme that provides for the integration or sharing of staff and resources between two or more Councils may offer a community or communities a viable and appropriate alternative to structural change options.*

The Commission should also have regard to structural changes that "enhance the capacity of local government to play a significant role in the future of an area or region from a strategic perspective".

These Principles therefore need to be observed as part of the Representation Review Process and the Options considered. Given the State and National role played by the City of Adelaide it is of paramount importance that its governance structure (composition) enhances its capacity in this regard.

3.1.3. Wards

If a Council elects to be divided into Wards, there are additional provisions in the Local Government Act to guide the establishment, redivision and composition of such.

These provisions are included in Section 33 of the *Local Government Act 1999* which is included in Appendix 1.

Section 33 addresses some of the specific matters that must be addressed in the formation of Wards and the tolerances around representation (quotas). Specifically Wards need to reflect:

(a) the desirability of reflecting communities of interest of an economic, social, regional or other kind;

(b) the population of the area, and of each Ward affected or envisaged by the proposal;

(c) the topography of the area, and of each Ward affected or envisaged by the proposal;

(d) the feasibility of communication between electors affected by the proposal and their elected representatives;

(e) the nature of substantial demographic changes that may occur in the foreseeable future;

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(f) the need to ensure adequate and fair representation while at the same time avoiding over-representation in comparison to other councils of a similar size and type (at least in the longer term).

Critically for the purposes of a Representation Review the number of electors represented by a Councillor must not as at the relevant date vary from the Ward Quota by more than 10%, unless demographic changes are predicted by a Commonwealth or State Agency indicate that the Ward quota will not exceed the tolerance as at the date of the next periodic election.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

4 – Composition of Council

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

4. Composition of Council

4.1. Composition

Section 51 of the *Local Government Act, 1999* provides that the Membership of a Council will be a Principal Member and Councillors.

Section 20 of the *Adelaide City Council Act, 1998* specifically provides, in respect of the City of Adelaide, that the Council will be constituted of:

- The Lord Mayor; and
- Other Members.

The ability for a person to stand for Council is governed by the *Local Government Elections Act, 1999*. This is beyond the scope of this paper but it is worth noting that a person does not necessarily need to be resident in a Council Area or Ward to nominate.

4.1.1. Lord Mayor

The Act also provides that the Lord Mayor may not serve more than two consecutive terms, and that Council may resolve to have a Deputy Lord Mayor in accordance with the provisions of the *Local Government Act, 1999*. Extracts from the *City of Adelaide Act, 1998* are provided in Appendix 2.

The role of the Principal Member is set out in section 58 of the *Local Government Act 1999* and section 21 of the *City of Adelaide Act, 1998*.

The specific roles of Principal Members as per section 58 of the *Local Government Act*, *1999* is as follows:

Specific roles of principal member

(1) The role of the principal member of a council is—

(a) to preside at meetings of the council;

(b) if requested, to provide advice to the chief executive officer between council meetings on the implementation of a decision of the council;

(c) to act as the principal spokesperson of the council;

(d) to exercise other functions of the council as the council determines;

(e) to carry out the civic and ceremonial duties of the office of principal member.

(2) Subsection (1)(c) does not apply in circumstances where a council has appointed another member to act as its principal spokesperson.

Section 21 of *The City of Adelaide Act, 1998* sets out the role of the Lord Mayor as follows:

The role of the Lord Mayor is—

(a) as the principal elected member of the Council representing the capital city of South Australia—

(i) to provide leadership and guidance to the City of Adelaide community;

(ii) to participate in the maintenance of inter-governmental relationships at regional, State and national levels;

(iii) to carry out civic and ceremonial duties associated with the office of Lord Mayor; and

Item 10.15 – Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(b) as the principal member of the Council—

(i) to provide leadership and guidance to the Council;

(ii) to preside at meetings of the Council;

(iii) to advise the chief executive officer on the implementation of decisions of the Council between council meetings (as necessary);

(iv) to act as the principal spokesperson of the Council;

(v) to exercise other functions of the Council as the Council determines.

Whilst quite similar, section 21 of the *City of Adelaide Act, 1998* specifically reflects the duality of the role of the Lord Mayor being the Principal Member of the Adelaide City Council but also the Principal Member of the State's Capital City.

In accord with the provisions of the *Local Government Act, 1999* (section 51) the Principal Member of a Council may be either elected directly by voters or from amongst the Elected Members. The method of election changes the nomenclature of the position in all cases except the City of Adelaide and determines the Principal Member's vote as either a casting vote or a deliberative vote.

If the position is elected directly via voters then the position will be called Mayor (in respect of the City of Adelaide the title will be Lord Mayor - irrespective) and will have a casting vote. That is the Lord Mayor will only vote on a matter before the Chamber in the event of a tied vote between the Councillors.

If the Principal Member is chosen by the Elected Members from amongst them the Principal Member may be called Chairperson or have another title as decided by the Council. Again in respect of the City of Adelaide this position would carry the title of Lord Mayor. The vote of the position in this instance however, would be a deliberative vote, which means the Lord Mayor would vote on every matter in the same way other Councillors vote. The Lord Mayor in this instance does not have a casting vote.

In the event of a Presiding Member not having a casting vote and uneven number of Members could prove beneficial in reducing the opportunity for a tied vote.

If a Council proposes to alter the composition of the Council by virtue of the method of election for the Principal Member then section 12 (11a) of the *Local Government Act 1999* provides that it must conduct a poll of electors on the matter and satisfy the provisions of section 12 (11c), prior to any change coming into effect.

4.1.1.1. Lord Mayor elected directly by voters

The following provides an overview of the implications and/or potential implications of a directly elected Lord Mayor.

- Vacancy during term of office – In the event that the position of Lord Mayor becomes vacant this leaves a vacancy in the position that will need to be filled by a Supplementary Election comprising all voters, with the Deputy Mayor stepping in on an interim basis. A Council wide election is generally more costly for the Council to run than a Ward election.
- Costs and Candidacy – Campaigning for the role of the Lord Mayor is usually more expensive than campaigning for the role of Councillor due to the higher profile associated with the role. Campaigning across the whole of the Council as distinct from Wards is also more costly for Candidates as they need to communicate to more people which typically requires more resources and materials. This can skew candidature to only those who can afford the associated costs.
- Leadership - A Lord Mayor selected by the voters is seen to have the support of the Community (voters), and this may assist with the leadership role and gravitas of the position. The Lord Mayor will likely be seen as the leader of the Council, leading with neutrality and acting for the whole of Council in its best overall interests. Election via this approach ensures that the role is directly accountable to the community at large.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

- Partnerships – High profile leaders can also be effective at partnering with other key persons, governments and agencies to achieve superior outcomes. This takes on a greater importance when considering the role of the City of Adelaide not only as the Local Council responsible for Adelaide and North Adelaide but also the Capital City of the State.
- Council Unity - A particularly popular and well supported Lord Mayor holds much power within the Council. This person may or may not have the support and confidence of the balance of the Council. In the event that there is not an underlying unity, disharmony and disfunction can result. Given the specific election process the Lord Mayor cannot be easily replaced for the greater good.
- Candidacy Pool – The South Australian system does not allow for any candidate to contest multiple elections, i.e. a Candidate cannot seek election both as a Ward Councillor and the Principal Member. This means that an unsuccessful candidate for the position of Lord Mayor, no matter how good, is lost to the Council for the term. The result is twofold, firstly it can act to dissuade Ward and Area Councillors from vacating their position to contest the position of Lord Mayor, and in the alternative, it can take good candidates out of contention for Councillor positions.
- Voter Participation – A high profile Mayoral election may increase voter turnout.

4.1.1.2. Lord Mayor elected from within

The following provides an overview of the implications and/or potential implications of a Lord Mayor elected from within.

- Campaigning - Selected from within potentially avoids Council wide campaigns for the position of Mayor and thus should enable improved accessibility for candidature. In addition aspirational Lord Mayor candidates ultimately not successful would not be lost from the position of Councillor.
- Vacancy during term of office – In the event that the position of Lord Mayor becomes vacant the Council can elect a replacement Lord Mayor from the balance of the elected members.
- Cost of Supplementary Election – If the Council was divided into Wards any resultant Supplementary Election would be undertaken in respect of only the Ward thus keeping the cost to the Council and Candidates lower. If the Council area is not divided into the Wards then filling the vacancy would incur similar costs to filling the position of Mayor elected at large.
- Council Unity – Typically selecting a Principal Member from within promotes unity as the Lord Mayor would require sufficient support amongst the other elected members to enable his/her election to the position. This process should promote a united Council with the Lord Mayor and Members working as a team. In this case if that support is lost there is a process for replacement. There may however, be a perception of equity – ie all Members including the Lord Mayor are firstly an Elected Member, this may diminish the office of Lord Mayor but may enhance Council unity.
- Groups – Selection from within creates a situation where potential Candidates will need the support of the other Members to achieve nomination and election. This could potentially result in the Lord Mayor feeling obligated to supported selected Members and/or their priorities.
- Stability – A Lord Mayor selected from within does not necessarily hold the position for a full term. Changes in the position of Lord Mayor could undermine continuity and certainty. It may also change the Community's perception of the strength of leadership given the Community might have lower levels of association with the role and position of the Lord Mayor, especially if the Council is divided into Wards, as not everyone would have had the opportunity to vote for the person.
- Neutrality – Given the Lord Mayor under this scenario could also be a Ward Councillor the position may be viewed as less impartial by the balance of the community who might feel the ties to the Ward will prevail over whole of Council considerations. On the flip side members of the Ward may feel that the dual role will cause the Lord Mayor to have a lower focus on Ward issues.
- Being required to vote on every matter before the Council as distinct from only being required to vote in the event of a tie does mean the Lord Mayor is actively involved all decisions of the Council.

Item 10.1b - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

4.1.2. Councillors

The balance of the Elected Members are Councillors. Councillors may represent Wards or the whole of the Council area.

If the area is divided into Wards then the Councillors are elected by the electors in the particular Ward as the representative of that Ward.

If the area is not divided into Wards then Councillors will be elected by all voters to represent the whole Council area. Such Councillors are known as Area Councillors.

A Council may elect to have both Area and Ward Councillors. These may be in any proportion so long as the numbers meet the terms of the legislation and provide for appropriate levels of representation.

Councils may wish to consider whether they wish to comprise an odd or even number of Councillors. This consideration should be made in the context of the method of election of the Lord Mayor and as such whether the Lord Mayor has a deliberative or casting vote. An odd number of Members voting should reduce the chance of a tied vote.

For the purposes of undertaking this Review in considering the election of Councillors, it is worthwhile understanding their role. The role of Councillors pursuant section 59 of the *Local Government Act, 1999* and section 22 of the *City of Adelaide Act 1998* both make essentially the same provision for the role of Councillors with the *City of Adelaide Act, 1998* including more specificity to the City of Adelaide and serving the overall public interest of the City of Adelaide.

Section 22 of The *City of Adelaide Act 1998* provides:

(1) The role of a member of the Council is—

(a) as a member of the governing body of the Council—

(i) to participate in the deliberations and activities of the Council;

(ii) to provide community leadership and guidance to the City of Adelaide community and to participate in achieving a vision for the desired future of the City through the formulation of strategic plans and policies;

(iii) to keep the Council's goals and policies under review to ensure that they are appropriate and effective;

(iv) to keep the Council's resource allocation, expenditure and corporate strategies, and the efficiency and effectiveness of its service delivery, under review;

(v) to participate in setting and assessing performance standards to be met under the Council's contract with the chief executive officer;

(vi) to serve the overall public interest of the City of Adelaide;

(b) as a person elected to the Council—to represent the interests of residents and ratepayers and to facilitate communication between the community and the Council.

(2) The Lord Mayor may authorise another member of the Council to act in place of, or to represent, the Lord Mayor in the performance of a particular function.

(3) An authorisation under subsection (2) cannot derogate from the role of a Deputy Lord Mayor under the Local Government Act 1999.

(4) A member of the Council has no direct authority over an employee of the Council with respect to the way in which the employee performs his or her duties.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

5 – Elector Representation

Licensed by Copyright Agency. You must not copy this work without permission.

5. Elector Representation

Reviewing Elector Representation is fundamental to considering the number of Elected Members appropriate to a particular Council. Representation should be adequate and fair.

Retired Professor Dean Jaensch AO a renown political scientist has previously (2008) written on the topic of representation for the Local Government Association of South Australia.

At that time he suggested the adequate representation and determining the optimal number of Councillors requires a balance between having, firstly sufficient members to undertake the roles and function of the Council and meeting the reasonable expectations of the groups and sectors within the population of the Council area and secondly, providing a structure that is efficient and effective. The former leading to a higher number of Members and the latter to fewer.

Section 12 of the *Local Government Act, 1999* requires that where a Council has more than 12 Elected Members it should consider whether the number of Members should be reduced. The City of Adelaide comprises a total of 12 Members including the Lord Mayor and thus the current number of Members is consistent with this provision.

In this context, the Council is also required to consider the number of Elected Members and representation of similar Councils.

5.1. Elector Numbers

The number of electors is the number of persons eligible to vote in a Council election. This includes all persons enrolled on the House of Assembly Roll for the City. It also includes non-resident property owners (residential and commercial), and other eligible persons and body corporates registered on the Council's Supplementary Voters' Roll.

The *Local Government Act 1999* requires all non-resident rate payers who are eligible to vote to specifically register on the Council's Supplementary Roll.

Adelaide City Council is in quite a unique position with respect to its Supplementary Roll in that is has the largest number of businesses of any Council and also has other residents (ie students) who may not be eligible to be on the House of Assembly Roll but are eligible to vote in the Council's elections. The Council works hard to ensure the Register is maintained in a current state. It does this by cross activity management and checking, including contacting businesses to ensure Roll details are correct.

The need to actively be enrolled prior to an election can potentially skew the numbers of electors. This is particularly important within the Adelaide City Council where without this active management many eligible voters would potentially not be included in the Voters Roll. Nonetheless it is possible that the total number of eligible electors could be higher than the identified 28,034 on the Voters Roll.

5.2. Quota

The Quota is the amount ascertained by dividing the number of electors in the area by the number of Council Members who constitute the Council, ignoring any fractions.

An under representation of enrolment of non-resident ratepayers will cause the representation quota to be understated.

The Quota for the City of Adelaide as at 31 May 2021 is 2,336.

There is no stipulated right number in relation to representation and as such if undertaking a review, consideration must be given to ensuring it is fair and adequate and the overall actual number of Elected Members having regard to like Councils and the provision of the *Local Government Act 1999* that requires specific consideration of the absolute number if it is greater than 12.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

5.3. Ward Quota

The Ward Quota is the number of electors for the Council divided by the number of Councillors who represent Wards.

The current Ward Quota for the City of Adelaide is 4,004.

5.4. Comparisons with Similar Councils

The notion of similar Councils is somewhat difficult to define. Councils may be similar in terms of:

- Scale (function)
- Scale (physical size)
- Scale (voters)
- Scale (budget)
- Spatial attributes (locational attributes, topography)
- Similarities of land uses
- Similarity of voter classes
- Similarity of socio-economic attributes and the like.

The City of Adelaide is slightly more difficult to compare than other Councils within South Australia due to its inherent complexities and elevated State and National prominence.

Comparing Adelaide to other South Australian Councils has shortcomings in that the Councils most like Adelaide in terms of budget size are the large suburban Councils such as the City of Onkaparinga, the City of Charles Sturt and the City of Salisbury and the City of Port Adelaide Enfield. These Council's typically cover much larger areas than the City of Adelaide and have far greater numbers of voters and have varying degrees of different land use compositions. In terms of their sphere of influence, these Councils have largely a local focus, whereas the City of Adelaide has both the local and National focus.

On the other hand, although comparing the City of Adelaide with other Capital Cities provides quite a good similarity of comparability of role and function, these Councils vary quite distinctly in terms of their size (being both smaller and larger in terms of area and population). Topography also varies which can have a bearing on communities of interest.

Furthermore different election and review cycles mean that data sets can vary in currency and published Quotas are not always calculated in the same manner.

The following table nonetheless provides a comparison to guide this Representation Review. To provide a better comparison all ratios have been calculated to ensure comparability.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Table 4. Comparison with Capital City Councils

Council	Electoral Structure	Number of Councillors	Electors	Ratio of Councillors to Electors	Method of electing Lord Mayor
Adelaide	3 Wards	11 plus Lord Mayor	28,034	2,336	All voters
Sydney	No Wards	9 plus Lord Mayor	141,369[3]	14,136	All voters
Melbourne	No Wards	9 plus Lord Mayor and Deputy Lord Mayor	137,165[4]	12,469	All voters[5]
Brisbane	26 Wards	26 plus Lord Mayor	772,162[6]	28,598	All voters
Perth	No Wards	8 plus Lord Mayor	14,716	1,635[7]	All voters
Hobart	No Wards	9 plus Lord Mayor and Deputy	37,718[8]	3,428	All voters[9]
Darwin	4 Wards[10]	12 plus Lord Mayor	50,118	4,177	All voters

Comparing the City of Adelaide with Capital City counter parts it can be seen that the ratio of voters to Elected Members vary quite significantly. Whilst Brisbane could be considered to be somewhat anomalous as it is a Council effectively encompassing the majority of Greater Brisbane as distinct from the other Capitals, and its Act provides for a somewhat different governance structure, in the table above which are effectively the CBD Councils, the voter representation is nonetheless still the ratio of elected members to voters. It is expected that the higher the population the lower the representation generally and this is demonstrated above with both Sydney and Melbourne at 14,136 and 12,469 respectively, also exhibiting higher ratios of voters per Elected Member. There is a quantum change in the level of representation between these larger Councils/Cities and the remainder, with the next lowest level of representation being Darwin at 4,177. Comparing Adelaide with the smaller cities only Perth has a higher level of representation at one member per 1,635 voters. Considering that representation is likely to be generally slightly higher for lower populations, Adelaide could be expected to have a higher level of representation than Sydney or Melbourne, however it could be expected to have lower levels than Hobart and Darwin, which is not the case. On this basis, a slight reduction in levels of representation could be sustained and would still likely leave Adelaide at one of the higher levels of representation.

For the purposes of number of Councillors we will exclude Brisbane in this instance as it is more anomalous in this respect. Brisbane City Council operates with full-time Councillors, a Civic Cabinet and the Lord Mayor and each of the 26 Ward Members of Council having an office (Ward Councillors' offices are in their respective Wards) with paid staff and thus is not considered to be particularly comparable. Turning to the other cities, Adelaide has the second highest number of members at 12 after Darwin which has 13. Beyond this most of the Councils have 10 or 11 Members. Perth has nine. On this basis if Adelaide was to drop one or even two members it would not be out of sync with other Councils, noting this would also cause representation levels to drop slightly. If an 11 member model was considered the current ratio would increase to 1:2,548 and a ten Member model would see

[3] Number of Registered Voters at 2016 Election.
[4] Council's website 2020 Election
[5] The Lord Mayor and Deputy Lord Mayor are both elected by all voters – run as a team
[6] Representation Review 2019
[7] 2020 election held for whole Council. Typical election sees only half the Council turnover. Number provided is for whole of Council from the 2020 election.
[8] Roll as 2018 Poll
[9] The Lord Mayor and Deputy are both separately elected. Each Candidate can run for only one position.
[10] Numbers taken from review

Item 10.5 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

this increase to 2,803. Under either scenario it would still have the second highest level of representation amongst Capital Cities nationally. It would be reasonable to consider this as part of this Options Paper.

Of interest all Capital Cities Councils vote for the Lord Mayor at large, most likely as a reflection of the gravitas of the position. On this indicator Adelaide is considered to be consistent with the other Capitals.

Only Brisbane, Darwin and Adelaide have Wards. The size and structure of Brisbane City is kind of akin to a State and as such Wards are considered somewhat of a necessity. Darwin's model is under review. The remainder of the Councils, Sydney, Perth, Melbourne, and Hobart comprise area wide representation. Wards are perhaps a somewhat more local consideration, based on numerous considerations including size and populations, communities of interest, topography and accessibility.

By having Area Councillors, each voter in the City of Adelaide has layers of Elected Members representing them. In the City of Adelaide each person therefore could see they are directly represented as is shown in table 5 below:

Table 5. *Access to number of Councillors by Ward*

Ward	Access to Ward Councillors	Access to Area Councillors	Access to Lord Mayor	Total Access to Members
North	2	4	1	7
Central	3	4	1	8
South	2	4	1	7

In the absence of Area Councillors, or even if these Area Councillors were redistributed as Ward Councillors each Ward voter would have direct access to fewer Members.

To this end, on this indicator whilst not out of step, it would appear that Adelaide could nonetheless sustain an area model. This could result in fewer numbers of Members overall, but still enable each voter to access a similar number of Members as they can currently. This should therefore be considered as an option.

Looking across Greater Adelaide as a whole, Adelaide has a higher level of representation than Councils with larger populations. Notwithstanding, it is generally reasonable in quantum. It also has fewer Elected Members than all comparison councils ranging between one fewer than Salisbury up to six less than Port Adelaide Enfield. See Table 6 below.

All Council's elect the Principal Member at large.

Table 6. *Comparison with large (budgets, areas and population) Greater Adelaide Councils*

Council	Electoral Structure	Number of Councillors	Electors	Ratio of Councillors to Electors	Method of electing Principal Member
Adelaide	3 Wards	11 plus Lord Mayor	28,034	2,336	All voters
Charles Sturt	8 Wards	16 plus Mayor	83,958	4,938	All voters
City of Port Adelaide Enfield	7 Wards	17 plus Mayor	82,814	4,600	All voters
City of Salisbury	7 Wards	14 plus Mayor	93,937	6,262	All voters
City of Onkaparinga	6 Wards	12 plus Mayor	123,876	9,528	All voters

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

Turning to the Greater Adelaide and South Australian averages, table 7 below sets out the extremes and averages for both these areas.

Table 7. Comparison across Greater Adelaide and South Australian Councils

Quota Range	Greater Adelaide	South Australia
Lowest	Yankalilla (471)	Elliston (91)
Highest	Onkaparinga (9,529)	Onkaparinga (9,529)
Average	2,810	1,435

Adelaide has a slightly higher level of representation than the average across Greater Adelaide, but is lower than the State average.

5.5. Number of Members

In terms of numbers of Members the Act provides guidance indicating that any Council with more than 12 Members should review this with a consideration to fewer Members.

Given the City of Adelaide comprises 12 Members this legislative provision is met.

The comparisons with other CBD Councils and Larger Metropolitan Councils above however, provides some further guidance in this regard.

At least some of these metropolitan councils considered as per table 6 are also undergoing a Representation Review. Given these have numbers of Members in excess of 12 this will require specific review and to this end the number of Members may be reduced as a consequence of that process. Notwithstanding, all of these Councils currently have more Members than the City of Adelaide. These Council's also typically have larger populations, larger geographic areas and significantly lower levels of representation overall.

Looking to the other CBD capitals, noting the exclusion of Brisbane as per the above analysis, only Darwin has more Members. Being CBD Councils these Councils typically have similar land use characteristics.

As discussed above it would be appropriate for this Options Paper to include the canvass of slightly fewer Members.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

6 – Wards or No Wards

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

6. Wards or No Wards

Retired Professor Jaensch discussed the terms of 'fair' representation providing guidance and implying it is suggesting:

- Members will be elected via a democratic electoral approach;
- Various interest groups will have an opportunity to have a "voice" on the Council; and
- Elected members are able to balance twin roles representing a "local" interest along with the interest of the Council wide population.

The issue of 'fair' has a significant bearing on the structure of the Council.

For example a Ward based structure has the potential to emphasise local interests but may under-represent the interests of the Council as a whole. The Ward based structure only enables voters to select from Candidates in the Ward as opposed to all Candidates. In the event of a vacancy a Supplementary Election is only required in the relevant Ward which reduces the cost of an election for the Council. However carrying a vacancy in a Ward results in a direct lowering of the level of representation in that Ward for the duration of the vacancy, that under certain circumstances could be for a significant number of months.

An area wide structure on the other hand, enables recognition of the Council wide issues whilst still enabling a focus on the sector or interest which may have a local spatial aspect. Each voter has the right to choose from amongst the full range of Candidates in the election and it provides for multiple channels of communication for residents. However this option could result in the election of numerous Members from one or a few geographic regions within the Council. In the event of a vacancy no particular area is left unrepresented, however the resultant Supplementary Election will require all voters to be involved and thus it is a more costly exercise.

A combination of both Area Councillors and Ward Councillors allows for both a local and a specific Council wide focus. There is sometimes a view that Area Councillors are somehow superior and may lead to a division amongst Members. In addition voters can experience a degree of confusion as the role of each Councillor. Notwithstanding this structure leads to a high level of representation with each voter being able to approach their Ward Councillors along with all Area Councillors and the Lord Mayor.

Wards may be represented by one or more Councillors and may be represented by equal numbers of Members across each or may be unequal as is currently the case for the City of Adelaide.

The City is currently divided into three Wards. These Wards generally have a good logic of communities of interest and are also guided by the geography of River Torrens (Karrawirra Parri).

The Wards have unequal representation and currently the North Ward exceeds the +/- 10% tolerance indicator, with North Ward being over represented (-13.5% variance). Central is very close to the Ward quota being only slightly under at 4,125 voters per Elected Member. South Ward, whilst under the 10% variance, is sitting at +9% variance, which nonetheless is material under representation.

This dictates that should Council elect to retain Wards there will have to be some sort of modification to bring the representation back within the allowable tolerances.

As part of this Review the Council must consider whether or not it wishes to have Wards.

6.1. Wards

If a Council is to have Wards then the Wards must be established with regard to section 33 as per the following

(a) the desirability of reflecting communities of interest of an economic, social, regional or other kind;

(b) the population of the area, and of each Ward affected or envisaged by the proposal;

(c) the topography of the area, and of each Ward affected or envisaged by the proposal;

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

(d) the feasibility of communication between electors affected by the proposal and their elected representatives;

(e) the nature of substantial demographic changes that may occur in the foreseeable future;

(f) the need to ensure adequate and fair representation while at the same time avoiding over-representation in comparison to other councils of a similar size and type (at least in the longer term).

6.1.1. The desirability of reflecting communities of interest of an economic, social, regional or other kind;

The City of Adelaide has a diversity of land uses and a strong spatial layout, both which start to dictate communities of interest.

Within the City generally North Adelaide can be seen as being more residential in nature than the balance of the City. However even within this there are pockets of North Adelaide, around O'Connell Street and Melbourne Street that have a stronger commercial and even institutional nature, with strong hubs including the Women's and Children's Hospital, student accommodation, the Calvary Hospital, Adelaide Oval and retail, offices, consulting rooms and restaurants.

The Central area of the City south of the Torrens (Karrawirra Parri) is generally more commercial with the retail heart generally in and around Rundle Mall. Government Offices typically dominate the area north of Victoria Square and east to Pulteney Street although office uses are also quite prominent to one block west of King William Street. Moving further west the uses remain somewhat mixed, but start to tend toward a predominance of residential and especially student accommodation and support uses. The Central Market is almost a sub precinct. However a residential character is also noticeable to the east of Pulteney Street. Other large institutions in the form of schools and hospitals and the like are scattered throughout this area.

The southern area of the city is again more residential but within this there are noticeable differences between the east and west especially in the form of the housing. There are also major institutions including Schools and hospitals.

Whilst the current Wards do form generally logical communities of interest there are some similarities across current Wards that could form the logic for alternative boundaries. These communities of interest will be considered in determining prospective Ward boundaries for the purposes of this Options Paper.

6.1.2. The population of the area, and of each Ward affected or envisaged by the proposal; and the nature of substantial demographic changes that may occur in the foreseeable future;

These two criteria are considered to be linked.

The population across the City encompasses both residential and commercial interests along with traditionally a strong semi-permanent population in the form of visiting workers and international students.

The residential population has been steadily growing in response to an active campaign some years ago by the Council to target an increased residential population. COVID-19 has had an impact on population in more recent times. The extent and duration of this impact is difficult to quantify at this early stage, as has been discussed in more detail in section 2 above.

Critically for this study is the differing methods of enrolment for resident ratepayers and long term residents versus business, non-resident ratepayers and semi-permanent residents. Persons and interests in these latter categories need to specifically enrol via the council's supplementary roll in order to be eligible to vote. This makes this group potentially less likely to be enrolled, although it is noted that the City of Adelaide goes to great pains to ensure members of these groups enrol.

The spatial distribution of the voter population will drive Ward boundaries in relation to the issue of tolerances.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

6.1.3. The topography of the area, and of each Ward affected or envisaged by the proposal;

The key natural topographical feature that will impact the City of Adelaide is the River Torrens (Karrawirra Pari). This snakes through the City between Adelaide and North Adelaide. It forms a very strong physical boundary with defined vehicle and pedestrian crossing points, notably, within the City Morphett Street, King William Street, and Frome Road and, Port Road and Hackney Road along the Boundaries for vehicles and a number of dedicated pedestrian bridges.

In addition whilst the land to the south of the River is largely flat, land to the north has some undulation.

6.1.4. The feasibility of communication between electors affected by the proposal and their elected representatives;

The City has developed such that with a relatively small population and spatial area, communication between electors and Members is relatively feasible.

Indeed anecdotally voters will approach all three categories of Elected Members.

6.1.5. Wards

If the Council opts to retain Wards then it will also need to consider the composition of the Wards. This will need to be considered in concert with the requirements for Wards as discussed above. Specific options considered are discussed with more particularity below.

6.1.5.1. Single Ward Councillors

Single Councillor Wards will most likely comprise small areas as the Councillor will need to be able to effectively and efficiently manage the workload and represent the voters in his/her Ward. This model should provide for strong communities of interest.

However, in the event that a Ward Councillor is absent for an extended period of time or vacates the position, the Ward will have no direct representation for that duration.

In addition, the Ward quota tolerances could to be difficult to maintain given the likelihood of relatively higher number of smaller Wards.

6.1.5.2. Two or more Ward Councillors

Having multiple Members representing a Ward is the most common model of representation associated with Wards.

Multiple Councillors provides increased opportunity for voters to approach their Councillors.

The shared workload can lead to better representation and it is less likely that a Ward will be unrepresented although it could still be under-represented.

Multiple Councillor Wards can generally be larger in size than single Councillor Wards which may allow for greater fluctuation of voter population within the Ward quota tolerances.

6.1.5.3. Wards with varying representation

This model enables Wards to be constructed with varying numbers of representatives. This model is useful if there are strong communities of interest of varying sizes – enabling Ward boundaries to be drawn to reflect the community of interest and enable varying levels of Councillor representation per Ward to achieve the necessary quotas and balances.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

There is a perception however, that some Wards have greater levels of representation under this model, due to the greater number of members in a particular Ward or Wards.

6.1.6. Characteristics of Wards

It is suggested that Councillors for Wards have a stronger affiliation with the Ward, its people and the key issues. This is despite the fact that a Ward Councillor may not necessarily reside in the Ward. It is nonetheless suggested that the Ward structure provides for better quality representation and that communities feel as though their voice is better heard.

Wards also typically have fewer barriers to entry in terms of campaign costs and thus provide the opportunity for a more diverse and larger range of candidates.

In the event of a vacancy it is also typically less costly for the Council to run a Supplementary Election as it is confined to the Ward.

On the flip side Wards may be seen to over-represent the local issues and under-represent the whole of Council matters.

6.2. No Wards

An Area Councillor approach is considered to maximise democracy by enabling all electors to vote for all the candidates for vacant positions on the Council.

Area wide representation removes the need to monitor representation quotas across Wards.

The Candidates with the most votes across the Council will be elected as opposed to the Ward structure where a Candidate with fewer votes can still be elected to Council over Candidates who poll more overall votes.

Elected Members elected to represent the Council area as a whole should make decisions in the best interests of the Council as a whole, unconstrained by Ward parochialism.

Small communities or groups of interest can be well represented on the Council if they can generate sufficient support for a candidate, although there is no guarantee of geographically even representation across the Council.

Whole of Council elections are broader and therefore generally more costly, for both candidates and the Council. This could dissuade some potential candidates.

If there is a casual vacancy, although filling the vacancy may be more costly, it does not leave a Ward or area temporarily under represented.

Voters have perceived direct access to a greater number of Councillors.

6.3. Combination

A Council may take a combination approach to its governance with a structure comprising both Wards and Ward Councillors and Area Councillors.

This approach can lead to higher levels of representation in the sense that a voter would see a direct level of representation with the Ward Councillors(s), all of the area Councillors and the Lord Mayor.

This structure is considered by many to provide a good balance of local and Council wide representation that should lead to optimal decision making.

This option also overcomes the potential short-coming of an area only Councillor model in that it ensures some geographic representation. This model also enables representation of interests.

In the event of a vacancy, depending on whether this is created in the Ward or council wide it may need only a contained (Ward) Supplementary Election or it may need a whole of Council Supplementary Election.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

7 – Options

Licensed by Copyright Agency. You must not copy this work without permission.

7. Options

A prior Options Paper was published with six options during March – May 2021. As part of that work additional options were also explored. Following public consultation this revised Options Paper has been prepared to test the preferred two options from the previous consultation along with an additional alternate three ward option.

These options are considered to provide for good communities of interest although they vary a little in this respect and logical boundaries generally, although again, some are better than others in this respect. Options 2 and 3 can be supplemented with Area Councillors. The addition of Area Councillors is discussed in respect of each of the options below. Collectively these options provide for between 6 and 12 Elected Members overall.

As per the requirements of the Act, each Ward option has been considered with regard to communities of interest and logical boundaries, and the best fit for representation of every voter and the Council both for now and the 2022 election, and within the constricts of the uncertainties surrounding the longer terms impacts of COVID-19 on populations, over the remainder of the Representation Review cycle. The Wards therefore have been tested to understand tolerances based on the projected population, at 2022, 2026 and 2030.

The results show that considering a best assessment as to the impacts of COVID-19 (which lowers the predicted growth early in the cycle as per section 2 of this paper), the growth rates of North Adelaide versus the growth in the south of Adelaide make it likely that the majority of options tested will start exceeding the tolerances somewhere between the 2026 election and the 2030 election. Specifically North Adelaide starts to become over-represented. Only by adding an area of growth from the south of the River can this be addressed. Noting that in accord with the normal course of events, a Representation Review will be scheduled for 2028-29 it is considered that any option that can retain tolerances to 2026 could be considered reasonable. Options tested that could not retain tolerances to 2026 were rejected.

In addition, in light of the uncertainty regarding population growth, for comparison purposes, options considered were also tested with lower growth rates, assuming a longer tail to the impacts of COVID-19 than current advice is indicating. Even with these lower growth rates, North Adelaide moves to over-representation, albeit at a lesser rate.

On this basis, it is considered the options presented would work in a similar vein should the growth be lower than projected.

7.1. Option 1 - No Wards – Lord Mayor and Elected Members

This Area model sees the whole of the Adelaide City Council local government area as a community of interest. As a Council it is wholly contained within a defined road network that borders the Park Lands, which in turn create a significant geographical separation between Adelaide and its neighbouring Councils.

Having no Wards means that representation is simple, each voter can vote for all Members and is directly represented by all Members. This option can be easily made to work with any number of Elected Members and the Lord Mayor. The rider would be that there would need to be sufficient Councillors to appropriately represent the community.

This model follows the majority of other State Capital Cities across Australia.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

A map demonstrating this option is included in Figure 2 below:

Figure 2. *Option 1 No Wards*

To demonstrate how this model could work table 8 below shows various numbers of Elected Members and quotas.

Table 8. *Example of quotas with varying numbers of Elected Members*

Lord Mayor + Councillors (Area)	Voters				Quota			
	2021	2022	2026	2030	2021	2022	2026	2030
Lord Mayor + eleven	28,034	28,116	31,229	35,149	2,336	2,343	2,602	2,929
Lord Mayor + ten	28,034	28,116	31,229	35,149	2,548	2,556	2,839	3,195
Lord Mayor + nine	28,034	28,116	31,229	35,149	2,803	2,811	3,122	3,514
Lord Mayor +eight	28,034	28,116	31,229	35,149	3,114	3,124	3,469	3,905
Lord Mayor + seven	28,034	28,116	31,229	35,149	3,504	3,514	3,903	4,393

Considering the ranges of representation shown in table 8, at the upper level (12 Members) representation starts just above the metropolitan average and creeps over time to about the metropolitan average. It remains roughly unchanged when compared with other Capital Cities. This would allow for twelve members in total and thus is in keeping with the Act.

At the other end, a reduction of Members down to a total of eight would see a quota more in-keeping with other Capitals and would place Adelaide centrally amongst all Capital Cities. This quota figure would also be more in line with larger metropolitan Adelaide Councils, such as Charles Sturt, and Port Adelaide Enfield. It would be lower

Item 10.15 Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

representation than the metropolitan average but would be relatively central between the minimum and maximum.

Under any number of Members, this model would provide relatively stable representation. Only if the number of voters declined or increased dramatically then the model may require review due to a fundamental over or under representation respectively.

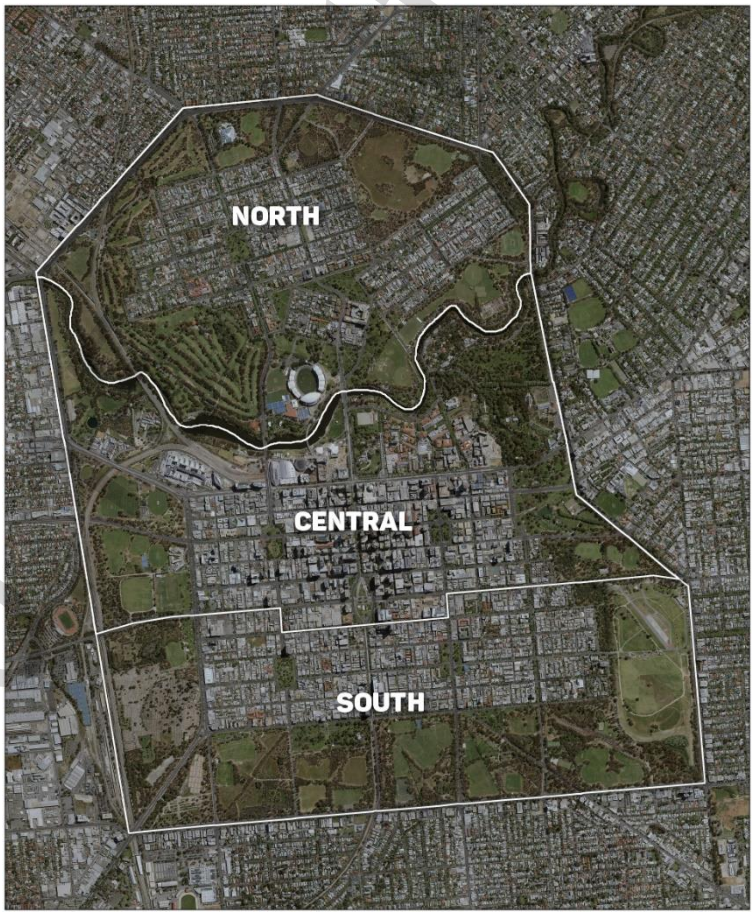
7.2. Option 2 - Three Wards – as close as practicable to existing

As at 2021 the current structure is outside tolerances and therefore requires modification. This option seeks to retain the current Ward structure as close as possible whilst addressing the issue of tolerances.

This option sees the creation of a North Ward, that coincides with North Adelaide the suburb and thus the current North Ward. A Central Ward coinciding with the primary commercial precinct and a South Ward that provides for a mixed residential/commercial precinct that is generally of lower scale than the Central Ward complete this model. This arrangement is considered to represent logical communities of interest within the ACC and respects the natural geographic boundary provided by the River Torrens (Karrawirra Pari). The key difference between this proposal and the current boundaries is the realignment of the boundary between Central Ward and South Ward.

Figure 3 below shows the proposed Ward boundaries

Figure 3. Option 2 – Three Wards – as close as practicable to existing



To make the quota tolerances work now and into the future this option has unequal representation with North Ward being represented by two Councillors and South and Central each by three Councillors. It is not possible to modify this representation and stay within the 12 Member cap and thus this option could be a Lord Mayor and eight Councillor option or a Lord Mayor and eight Ward Councillors and up to three Area Councillors. Adding just

Item 10 Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

one Area Councillor is considered to have limited benefit and as such should Council wish to add Area Councillors to this model, two or three is considered the most suitable and would result in quotas as shown in table 9 below:

Table 9. *Example of Quotas with and without Area Councillors*

Composition	Quota			
	2021	2022	2026	2030
Lord Mayor plus eight Ward Councillors	3,114	3,124	3,469	3,905
Lord Mayor plus eight ward Councillors plus 2 Area Councillors	2,548	2,556	2,839	3,195
Lord Mayor plus eight ward Councillors plus 3 Area Councillors	2,336	2,343	2,602	2,929

Table 10 below shows the representation and variance for the Wards over time.

Table 10. *Representation and variance over time*

Year	Total Voters	Ward Quota	Councillors	Voter/Councillor	Variance (%)
2021					
North	6,967	3,504	2	3,484	-0.59%
Central	10,608	3,504	3	3,536	0.91%
South	10,459	3,504	3	3,486	-0.52%
2022					
North	6,972	3,515	2	3,486	-0.81%
Central	10,653	3,515	3	3,551	1.04%
South	10,491	3,515	3	3,497	-0.5%
2026					
North	7,141	3,904	2	3,571	-8.53%
Central	12,362	3,904	3	4,121	5.56%
South	11,726	3,904	3	3,909	0.13%
2030					
North	7,355	4,394	2	3,678	-16.3%
Central	14,513	4,394	3	4,838	10.10%
South	13,281	4,394	3	4,427	0.76%

Item 10.15 - Attachment A

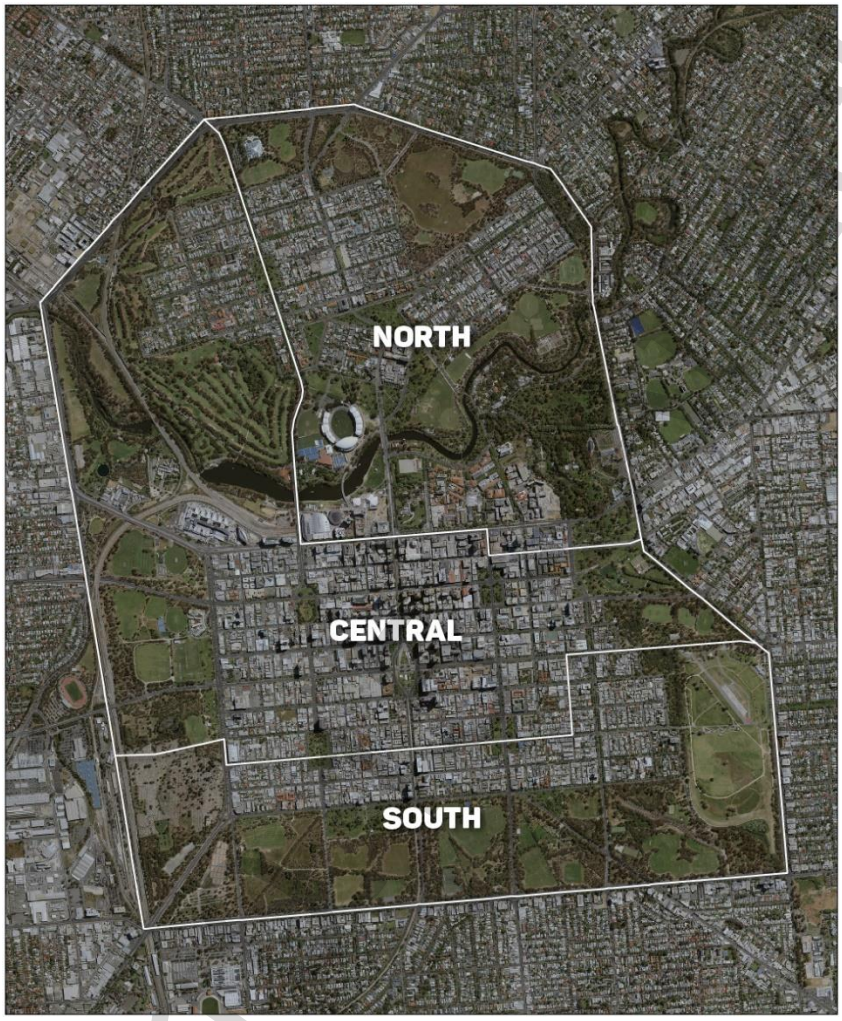
Licensed by Copyright Agency. You must not copy this work without permission.

7.3. Option 3 – Three Wards (Adapted)

This option follows a three ward model along the lines of the existing three wards. The modification takes in some properties to the south of the River to assist in managing the tolerances given the lower levels of growth in the north as compared to areas south of the River. This model generally manages tolerances similar to Option 2, although it does start the period, i.e. next election with greater variances. It also has a lower level of geographic logic and fewer defined communities of interest.

Figure 4 below shows this option.

Figure 4. *Option 3 – Three Wards (Adapted)*



This model works with unequal numbers of Councillors with North and South having one member and Central Ward having 3 members. A single ward Councillor can be seen to have a greater risk of under representation in the event that the Councillor becomes unavailable for any reason. This would, however, allow a Lord Mayor and up to six area Councillors or any number fewer – resulting in a lowering of the overall number of members. At the lower end, Lord Mayor and 5 Members the quota is much more comparable with other Capital Cities (relatively) and large South Australian Councils. This ratio would also enable tolerances to be met if North and South Ward each have two members and Central has six members. This would enable the Lord Mayor but only one area Councillor. One area Councillor is not considered to add material value.

Tables 11 and 12 below show quotas and the representation over time.

Item 11.1 Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

Table 11. Example of Quotas with and without Area Councillors

Composition	Quota			
	2021	2022	2026	2030
Lord Mayor plus 5 Councillors	4,672	4,686	5,204	5,858
Lord Mayor plus 10 Ward Councillors	2,548	2,556	2,839	3,195
Lord Mayor plus 5 Councillors + 2 Area Councillors	3,504	3,514	3,903	4,393
Lord Mayor plus 5 Councillors + 4 Area Councillors	2,803	2,816	3,122	3,514
Lord Mayor plus 5 Councillors + 6 Area Councillors	2,336	2,343	2,602	2,929

Table 12. Representation and variance over time

Year	Total Voters	Ward Quota	Councillors	Voter/Councillor	Variance (%)
2021					
North	5,902	5,607	1	5,902	5.27%
Central	15,978	5,607	3	5,326	-5.01%
South	6,154	5,607	1	6,154	9.76%
2022					
North	5,907	5,623	1	5,907	5.05%
Central	16,037	5,623	3	5,346	-4.94%
South	6,172	5,623	1	6,172	9.76%
2026					
North	6,092	6,246	1	6,092	-2.47%
Central	18,275	6,246	3	6,092	-2.47%
South	6,862	6,246	1	6,862	9.87%
2030					
North	6,324	7,030	1	6,324	-10.04%
Central	21,093	7,030	3	7,031	0.02%
South	7,732	7,030	1	7,732	9.99%

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

8 – Conclusion

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

8. Conclusion

In conclusion this report is designed to promote thought and discussion about the options available for the composition of the Council.

Representation should be provided on the basis of one vote one value and should be fair and adequate.

Matters for consideration as part of this process include:

- What is reasonable, fair and equitable representation in the context of the City of Adelaide and how many voters should one Elected Member represent?
- Should the Lord Mayor be elected by every voter, or should the Lord Mayor be elected from amongst the Elected Members?
- Should the Area be divided into wards? If so what are the most appropriate ward boundaries having consideration to matters of geographic, access, communication, communities of interest and Ward Quota tolerances?
- If there are wards should there be only Wards Councillors or should there be a combination of both ward and area Councillors?
- What should the wards be named?

At this time the Council has not made any decisions in respect to the direction its composition should take. It has commissioned this paper to provide options that meet the terms of the relevant legislation and that would provide for appropriate governance and appropriate community input and representation.

Each option carries with it a suite of benefits and some drawbacks when considered comparatively.

The Council is now seeking feedback from the Community to inform it in arriving at a preferred position.

Once Council has reached its preferred position that position will be released for a further period of consultation prior it the Council formally adopting its Representation Report and forwarding it to the Electoral Commissioner for ratification.

Item 10.15 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

APPENDICES

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

Appendix 1. Extracts – *Local Government Act 1999*

Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

(7) If the Governor by proclamation under this Part provides for new or additional offices in the membership of a council, the Governor may, by the same or a subsequent proclamation or proclamations, appoint the first persons to fill those offices.

(8) If the Governor by proclamation under this Part abolishes a council, the Governor may, by the same or a subsequent proclamation or proclamations—

(a) declare that the property, assets, rights and liabilities of the council, as at the date of abolition, vest in, or attach to, another council or councils named in the proclamation;

(b) make, subject to the provisions of a relevant Act, award or enterprise agreement, provision to protect the various rights and interests of staff of the council being abolished.

(9) If the Governor does not make a declaration under subsection (8)(a) on or before the day on which the council is abolished, the assets, rights and liabilities of the council vest in, or attach to, the Crown on the abolition of the council.

11—General provisions relating to proclamations

(1) The Governor cannot make a proclamation under a preceding section of this Division except—

(a) in pursuance of an address from both Houses of Parliament; or

(c) in pursuance of a proposal recommended by the Minister under Part 2.

(2) The Governor may also, by proclamation—

(a) make provision for related or ancillary matters necessary, desirable or expedient in view of the circumstances of a particular case;

(b) provide that during a transitional period specified in the proclamation (being a period not exceeding five years from the date of operation of the proclamation), a provision of this Act applies as varied or modified in a manner set out in the proclamation to or in respect of—

(i) a council affected (or to be affected) by a proclamation under this Part; or

(ii) a council constituted or formed by a proclamation under this Part;

(c) include other provisions of a transitional nature consequent on changes being made by proclamation under this Part (including for the construction of references in instruments or documents).

(3) The provisions of a proclamation under this Part have effect according to their terms as from the day or days fixed in the proclamation or, if no day or days are so fixed, as from the day of the publication of the proclamation.

Division 2—Powers of councils and representation reviews

12—Composition and wards

(1) A council may, by notice in the Gazette after complying with the requirements of this section—

(a) alter the composition of the council;

Item 10.1.5 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(b) divide, or redivide, the area of the council into wards, alter the division of the area of the council into wards, or abolish the division of the area of a council into wards.

(2) A notice under this section may also—

(a) change the council from a municipal council to a district council, or change the council from a district council to a municipal council;

(b) alter the name of—

(i) the council;

(ii) the area of the council;

(c) give a name to, or alter the name of, a ward,

(without the need to comply with section 13).

(3) A council must, before it publishes a notice, conduct and complete a review under this section for the purpose of determining whether its community would benefit from an alteration to its composition or ward structure.

(4) A review may relate to a specific aspect of the composition of the council, or of the wards of the council, or may relate to those matters generally—but a council must ensure that all aspects of the composition of the council, and the issue of the division, or potential division, of the area of the council into wards, are comprehensively reviewed under this section at least once in each relevant period that is prescribed by the regulations.

(5) A council must, in order to commence a review, initiate the preparation of a paper (a ***representation options paper***) by a person who, in the opinion of the council, is qualified to address the representation and governance issues that may arise with respect to the matters under review.

(6) The representation options paper must examine the advantages and disadvantages of the various options that are available to the council under subsection (1) (insofar as the various features of the composition and structure of the council are under review) and, in particular (to the extent that may be relevant)—

(a) if the council is constituted of more than 12 members—examine the question of whether the number of members should be reduced; and

(b) if the area of the council is divided into wards—examine the question of whether the division of the area into wards should be abolished,

(and may examine such other relevant issues as the council or the person preparing the paper thinks fit).

(7) The council must—

(a) by public notice—

(i) inform the public of the preparation of the representation options paper; and

(ii) invite interested persons to make written submissions to the council on the subject of the review within a period specified by the council (being a period of at least 6 weeks); and

(b) publish a copy of the notice in a newspaper circulating within its area.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(8) The council must ensure that copies of the representation options paper are available for inspection (without charge) and purchase (on payment of a fee fixed by the council) at the principal office of the council during the period that applies under subsection (7)(a)(ii).

(8a) The council must, at the conclusion of the public consultation undertaken under subsection (7)(a), prepare a report that—

(a) provides information on the public consultation and the council's response to the issues arising from the submissions made as part of that process; and

(b) sets out—

(i) any proposal that the council considers should be carried into effect under this section; and

(ii) in respect of any such proposal—an analysis of how the proposal relates to the principles under section 26(1)(c) and the matters referred to in section 33 (to the extent that may be relevant); and

(c) insofar as a decision of the council is not to adopt any change under consideration as part of the representation options paper or the public consultation process—sets out the reasons for the council's decision.

(9) The council must—

(a) make copies of its report available for public inspection at the principal office of the council; and

(b) by public notice—

(i) inform the public of the preparation of the report and its availability; and

(ii) invite interested persons to make written submissions to the council on the report within a period specified by the council (being a period of at least 3 weeks); and

(c) publish a copy of the notice in a newspaper circulating within its area.

(10) The council must give any person who makes written submissions in response to an invitation under subsection (9) an opportunity to appear personally or by representative before the council or a council committee and to be heard on those submissions.

(11) The council must then finalise its report (including in its report recommendations with respect to such related or ancillary matters as it thinks fit).

(11a) If the report proposes that the composition of the council be altered so that—

(a) the council will have a chairperson rather than a mayor; or

(b) the council will have a mayor rather than a chairperson,

then the proposal cannot proceed unless or until a poll has been conducted on the matter and the requirements of subsection (11c) have been satisfied.

Item 10.4.5 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(11b) The council may, with respect to a proposal within the ambit of subsection (11a)—

(a) insofar as may be relevant in the particular circumstances, separate the proposal (and any related proposal) from any other proposal contained in the report (and then it will be taken that the council is reporting separately on this proposal (and any related proposal));

(b) determine to conduct the relevant poll—

(i) in conjunction with the next general election for the council (so that the proposal (and any related proposal) will then, if approved at the poll, take effect from polling day for the following general election); or

(ii) at some other time (so that the proposal (and any related proposal) will then, if approved at the poll, take effect in the manner contemplated by subsection (18)).

(11c) The following provisions apply to a poll required under subsection (11a):

(a) the *Local Government (Elections) Act 1999* will apply to the poll subject to modifications, exclusions or additions prescribed by regulation;

(b) the council must—

(i) prepare a summary of the issues surrounding the proposal to assist persons who may vote at the poll; and

(ii) obtain a certificate from the Electoral Commissioner that he or she is satisfied that the council has taken reasonable steps to ensure that the summary presents the arguments for and against the proposal in a fair and comprehensive manner; and

(iii) after obtaining the certificate of the Electoral Commissioner, ensure that copies of the summary are made available for public inspection at the principal office of the council, are available for inspection on a website determined by the chief executive officer, and are published or distributed in any other way that the Electoral Commissioner may direct;

(c) the proposal cannot proceed unless—

(i) the number of persons who return ballot papers at the poll is at least equal to the prescribed level of voter participation; and

(ii) the majority of those persons who validly cast a vote at the poll vote in favour of the proposal.

Item 10.16 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

(11d) For the purposes of subsection (11c)(c), the ***prescribed level of voter participation*** is a number represented by multiplying the total number of persons entitled to cast a vote at the poll by half of the turnout percentage for the council, where the ***turnout percentage*** is—

(a) the number of persons who returned ballot papers in the contested elections for the council held at the last periodic elections, expressed as a percentage of the total number of persons entitled to vote at those elections (viewing all elections for the council as being the one election for the purposes of this provision), as determined by the Electoral Commissioner and published in such manner as the Electoral Commissioner thinks fit; or

(b) if no contested elections for the council were held at the last periodic elections, a percentage determined by the Electoral Commissioner for the purposes of the application of this section to the relevant council, after taking into account the turnout percentages of other councils of a similar size and type, as published in such manner as the Electoral Commissioner thinks fit.

(12) The council must then, taking into account the operation of the preceding subsection, refer the report to the Electoral Commissioner.

(12a) The report must be accompanied by copies of any written submissions received under subsection (9) that relate to the subject-matter of the proposal.

(13) On receipt of a report, the Electoral Commissioner must determine whether the requirements of this section have been satisfied and then—

(a) if of the opinion that the requirements have been satisfied—give an appropriate certificate; or

(b) if of the opinion that the requirements have not been satisfied—refer the matter back to the council together with a written explanation of the reasons for not giving a certificate under this subsection.

(14) The validity of a determination of the Electoral Commissioner under subsection (13) cannot be called into question.

(15) If a certificate is given by the Electoral Commissioner under subsection (13)(a)—

(a) the Electoral Commissioner must specify in the certificate a day by which an appropriate notice (or notices) for the purposes of this section must be published by the council in the Gazette; and

(b) the council may then, by notice (or notices) in the Gazette, provide for the operation of any proposal under this section that it has recommended in its report.

(16) If the matter is referred back to the council under subsection (13)(b), the council—

(a) must take such action as is appropriate in the circumstances (and may, as it thinks fit, alter its report); and

(b) may then refer the report back to the Electoral Commissioner.

(17) However, a council must, if it makes an alteration to its report under subsection (16)(a), comply with the requirements of subsections (9) and (10) (as if the report (as altered) constituted a new report), unless the council determines that the alteration is of a minor nature only.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(18) A proposal under this section takes effect as follows:

(a) if the day of publication of the relevant notice under subsection (15) occurs before 1 January of the year in which a periodic election is next due to be held then, unless paragraph (c) applies, the proposal will take effect as from polling day for that periodic election;

(b) if the day of publication of the relevant notice under subsection (15) occurs on or after 1 January of a year in which a periodic election is due to be held (and before polling day for that periodic election) then, unless paragraph (c) applies, the proposal will take effect as from polling day for the periodic election next following the periodic election held in the year of publication;

(c) if a general election (not being a periodic election) is held after the expiration of 7 months from the day of publication of the relevant notice under subsection (15) (and before polling day for the next periodic election after publication) then the proposal will take effect from polling day for that general election.

(18a) Subsection (18) has effect subject to the operation of subsection (11b)(b)(i).

(19) If a council—

(a) subject to subsection (22), fails to undertake a review in accordance with the requirements of this section; or

(b) fails to take appropriate action if a matter is referred back to the council by the Electoral Commissioner under subsection (13)(b); or

(c) fails to publish an appropriate notice in the Gazette by the day specified by the Electoral Commissioner in a certificate under this section,

the chief executive officer must refer the matter to the Electoral Commissioner.

Maximum penalty: $2 500.

(20) On the referral of a matter under subsection (19), the Electoral Commissioner may take such action as, in the circumstances of the particular case, appears appropriate to the Electoral Commissioner and may then, by notice in the Gazette, give effect to a proposal that could have been carried into effect by the council under this section.

(21) The Electoral Commissioner may recover from councils costs reasonably incurred by the Electoral Commissioner in performing his or her functions under this section.

(22) The Minister may exempt a council from the requirement to hold a review under this section on the basis that relevant issues have already been addressed by a proposal under this Chapter.

(23) An exemption under subsection (22) may be granted on conditions determined by the Minister, including a condition that the council carry out a review under this section by a date specified by the Minister.

(24) If—

(a) the area of a council is divided into wards; and

(b) the Electoral Commissioner notifies the council in writing that the number of electors represented by a councillor for a ward varies from the ward quota by more than 20 per cent,

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

then the council must undertake a review under this section within a period specified by the Electoral Commissioner.

(25) For the purposes of subsection (24)—

(a) if two or more councillors represent a ward, the number of electors represented by each councillor will be taken to be the number of electors for the ward (as at a date determined by the Electoral Commissioner) divided by the number of councillors who represent the ward (ignoring any fractions resulting from the division); and

(b) the ward quota is the number of electors for the area (as at a date determined by the Electoral Commissioner) divided by the number of councillors for the area of the council who represent wards (ignoring any fractions resulting from the division).

13—Status of a council or change of various names

(1) A council may, by notice in the Gazette, after complying with the requirements of this section—

(a) change the council from a municipal council to a district council, or change the council from a district council to a municipal council;

(b) alter the name of—

(i) the council;

(ii) the area of the council;

(c) alter the name of a ward.

(2) A council must, before it publishes a notice, comply with the following requirements:

(a) the council must give public notice of the proposal;

(b) the notice must contain an invitation to interested persons to make written submissions to the council on the matter within a period specified by the council (being a period of at least 6 weeks);

(ba) publish a copy of the notice in a newspaper circulating within its area;

(c) the council must give any person who makes written submissions in response to an invitation under this section an opportunity to appear personally or by representative before the council or a council committee and to be heard on those submissions.

(3) A notice published by a council under this section has effect from the date or dates fixed in the notice or, if no date or dates are so fixed, as from the date of the publication of the notice.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

Part 2—Reform proposals

Division 3—Principles

26—Principles

(1) The Commission should, in arriving at recommendations for the purposes of this Chapter (but taking into account the nature of the proposal under consideration), have regard to—

(a) the objects of this Act; and

(b) the roles, functions and objectives of councils under this Act; and

(c) the following principles:

(i) the resources available to local communities should be used as economically as possible while recognising the desirability of avoiding significant divisions within a community;

(ii) proposed changes should, wherever practicable, benefit ratepayers;

(iii) a council should have a sufficient resource base to fulfil its functions fairly, effectively and efficiently;

(iv) a council should offer its community a reasonable range of services delivered on an efficient, flexible, equitable and responsive basis;

(v) a council should facilitate effective planning and development within an area, and be constituted with respect to an area that can be promoted on a coherent basis;

(vi) a council should be in a position to facilitate sustainable development, the protection of the environment and the integration of land use schemes;

(vii) a council should reflect communities of interest of an economic, recreational, social, regional or other kind, and be consistent with community structures, values, expectations and aspirations;

(viii) a council area should incorporate or promote an accessible centre (or centres) for local administration and services;

(ix) the importance within the scheme of local government to ensure that local communities within large council areas can participate effectively in decisions about local matters;

(xi) residents should receive adequate and fair representation within the local government system, while over-representation in comparison with councils of a similar size and type should be avoided (at least in the longer term);

(xii) a scheme that provides for the performance of functions and delivery of services in relation to 2 or more councils (for example, a scheme for regional governance) may improve councils' capacity to deliver services on a regional basis and therefore offer a viable and appropriate alternative to structural change; and

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(d) the extent and frequency of previous changes affecting the council or councils under this Chapter or the repealed Act.

(2) The Commission should, so far as is relevant, give preference to structural changes that enhance the capacity of local government to play a significant role in the future of an area or region from a strategic perspective.

Division 4—Procedures for proposals

27—Preliminary

(1) In this Division—

administrative proposal—see section 30(7);

eligible elector, in relation to a proposal, is—

(a) in the case of a proposal to alter the boundaries of 2 or more councils to incorporate land within the area of a council into the area of another council (a ***receiving council***)—an elector in respect of a place of residence or rateable property within the area of a receiving council, or within the area that would be so incorporated; or

(b) in the case of a proposal that relates to the composition of a council or the issue of wards within the area of a council—an elector in respect of a place of residence or rateable property within the area of the council; or

(c) in the case of a proposal to incorporate within the area of a council a part of the State that is not within the area of a council (the ***outside area***)—a person, body corporate or group within the outside area who or which would, if the proposal were to proceed, be an elector in respect of a place of residence or rateable property within the area that would be so incorporated;

general proposal means a proposal for the making of a proclamation under this Chapter, other than an administrative proposal;

proposal includes an administrative proposal or a general proposal;

proposal guidelines—see subsection (2).

(2) The Commission must prepare and publish on a website determined by the Commission guidelines (***proposal guidelines***) for the purposes of this Division.

(3) Without limiting subsection (2), the proposal guidelines—

(a) must set out procedures for inquiries under this Division; and

(b) must specify requirements relating to consultation that must be undertaken for the purposes of inquiries under this Division, including consultation with the community, councils affected by proposals and entities that represent the interests of council employees affected by proposals; and

(c) must set out procedures relating to the determination by the Commission of the reasonable costs of an inquiry for the purposes of section 32B; and

(d) may provide for any other matter the Commission thinks appropriate.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

32B—Costs

The Commission may recover reasonable costs incurred in respect of an inquiry in relation to a general proposal referred to the Commission by a council or councils under this Division as a debt due from the council or councils.

32C—Inquiries—independence of Commission etc

(1) Except as provided by this Division, the Commission or an investigator appointed by the Commission is not subject to Ministerial direction in relation to an inquiry or a recommendation or report under this Division.

(2) Sections 16 to 18 of the *South Australian Local Government Grants Commission Act 1992* do not apply to or in relation to an inquiry conducted or recommendation made under this Division.

Part 3—General provisions

33—Ward quotas

(1) In addition to the other requirements of this Chapter, the following matters must be taken into account, as far as practicable, in the formulation of a proposal that relates to the boundaries of a ward or wards:

(a) the desirability of reflecting communities of interest of an economic, social, regional or other kind;

(b) the population of the area, and of each ward affected or envisaged by the proposal;

(c) the topography of the area, and of each ward affected or envisaged by the proposal;

(d) the feasibility of communication between electors affected by the proposal and their elected representatives;

(e) the nature of substantial demographic changes that may occur in the foreseeable future;

(f) the need to ensure adequate and fair representation while at the same time avoiding over-representation in comparison to other councils of a similar size and type (at least in the longer term).

(2) A proposal that relates to the formation or alteration of wards of a council must also observe the principle that the number of electors represented by a councillor must not, as at the relevant date (assuming that the proposal were in operation), vary from the ward quota by more than 10 per cent.

(2a) For the purposes of subsection (2)—

(a) if it is proposed that two or more councillors represent a particular ward, the number of electors represented by each councillor will be taken to be the number of electors for the ward (as at the relevant date) divided by the number of proposed councillors for the ward (ignoring any fractions resulting from the division); and

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(b) the ward quota will be taken to be the number of electors for the area (as at the relevant date) divided by the number of councillors for the area who represent wards (assuming that the proposal were in operation and ignoring any fractions resulting from the division); and

(c) the relevant date, in relation to a proposal that relates to the formation or alteration of wards of the council, will be taken to be the date on which the proposal is finalised for the purposes of this Chapter.

(3) The 10 per cent tolerance referred to in subsection (2) may be exceeded if, on the basis of demographic changes predicted by a Commonwealth or State government agency, it appears that the ward quota will not, as at the next periodic elections, be exceeded by more than 10 per cent (the relevant date in this case being the date of the next periodic elections).

(4) If under the repealed Act a proposal relating to the formation or alteration of wards did not comply with the corresponding provisions to subsections (2) and (3) and the relevant proposal proceeded (either in its original or an amended form) then, unless otherwise determined by proclamation, the relevant council (or each relevant council) must conduct (and complete) a review of its composition and wards under Part 1 so as to enable appropriate changes in the composition and wards of the council to take effect on or before the date of the second general election of the council after the proposal took effect or, if an earlier date has been fixed by proclamation, on or before that date.

34—Error or deficiency in address, recommendation, notice or proclamation

(1) If, in the opinion of the Governor, there is an error or deficiency in an address from both Houses of Parliament, in a recommendation of the Minister, or in a report of the Commission, the Governor may, by proclamation, correct the error or supply the deficiency.

(2) The power conferred by subsection (1) may be exercised notwithstanding that a proclamation has been made under this Chapter on the basis of the address or report.

(3) If, in the opinion of the Governor, there is an error or deficiency in a proclamation under this Chapter, the Governor may, by subsequent proclamation, correct the error or supply the deficiency.

(4) The Governor may, by proclamation, correct an error or deficiency in a notice of a council under this Chapter if requested to do so by the council.

(5) A proclamation under this section will, if it so provides, be taken to have had effect as from the making of the address, report, proclamation or notice to which it relates.

Item 10.4.5 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(ii) the terms of which entitle the council to receive a payment exceeding $100 000, or payments exceeding $100 000, on account of the disposal by the council of an asset of the council; or

(c) enters into a lease under which the rent payable by the lessee in any period exceeds $100 000,

without the approval of the Minister, the contract or lease is liable to be voided by the Minister.

(4) However, subsection (3) does not apply to—

(a) a contract or lease entered into by the council to give effect to any expenditure or revenue measure contained in a budget adopted by the council before the commencement of the relevant period; or

(b) a contract or lease of a kind excluded from the operation of that subsection by the Minister (on conditions, if any, determined by the Minister).

(5) An approval granted by the Minister for the purposes of this section has no effect unless the council had, before submitting the relevant contract or lease to the Minister for approval, resolved that it would, subject to the approval of the Minister, enter into the contract or lease.

(6) If—

(a) the Minister voids a contract or lease under this section; and

(b) the Minister or the council incurs a liability by reason of or in relation to the contract or lease,

the Minister or the council (as the case may be) may recover the whole of the amount of the liability as a debt from the persons who were members of the council at the time that the contract was made or lease was entered into or made, or from any of them, or from any one of them.

Part 3—Role of members

58—Specific roles of principal member

(1) The role of the principal member of a council is—

(a) to preside at meetings of the council;

(b) if requested, to provide advice to the chief executive officer between council meetings on the implementation of a decision of the council;

(c) to act as the principal spokesperson of the council;

(d) to exercise other functions of the council as the council determines;

(e) to carry out the civic and ceremonial duties of the office of principal member.

(2) Subsection (1)(c) does not apply in circumstances where a council has appointed another member to act as its principal spokesperson.

59—Roles of members of councils

(1) The role of a member of a council is—

(a) as a member of the governing body of the council—

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

HOLMES DYER

Item 10.15 - Attachment A

Appendix 2. Extracts – *City of Adelaide Act 1998*

Council Meeting - Agenda - 13 July 2021
Licensed by Copyright Agency. You must not copy this work without permission.

(c) a document that is a copy of a part of, or contains an extract from, a document referred to in paragraph (a) or (b);

(d) an official record of the Committee;

(e) a document that contains matter the disclosure of which would disclose information concerning any deliberation or decision of the Committee.

(2) A document is not an exempt document under subsection (1) if—

(a) it merely consists of factual or statistical material that does not disclose information concerning any deliberation or decision of the Committee; or

(b) it is within a class of documents excluded from the operation of subsection (1) by the regulations.

(3) The Crown and the Adelaide City Council are entitled to access to—

(a) a document referred to in subsection (1); and

(b) any other document in the possession or control of the Committee under this Act.

(4) However—

(a) access to a document is not available under subsection (3) in breach of a duty of confidence; and

(b) access to a document under subsection (3) may be given on conditions determined by the Committee.

(5) In this section, a reference to the Committee includes a reference to a subcommittee or delegate of the Committee acting under this Act.

19—Committee not to be subject to Parliamentary Committees Act

The functions and operations of the Capital City Committee may not be subject to inquiry under the *Parliamentary Committees Act 1991*.

Part 3—Special arrangements for the Adelaide City Council

Division 1—Constitution of Council

20—Constitution of Council

(1) The Adelaide City Council will be constituted of—

(a) the Lord Mayor; and

(b) other members.

(3) A person cannot hold office as Lord Mayor for more than two consecutive terms.

(4) The Council may resolve to have a Deputy Lord Mayor in accordance with the provisions of the *Local Government Act 1999*.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

Division 2—Role of members

21—Lord Mayor

The role of the Lord Mayor is—

(a) as the principal elected member of the Council representing the capital city of South Australia—

(i) to provide leadership and guidance to the City of Adelaide community;

(ii) to participate in the maintenance of inter-governmental relationships at regional, State and national levels;

(iii) to carry out civic and ceremonial duties associated with the office of Lord Mayor; and

(b) as the principal member of the Council—

(i) to provide leadership and guidance to the Council;

(ii) to preside at meetings of the Council;

(iii) to advise the chief executive officer on the implementation of decisions of the Council between council meetings (as necessary);

(iv) to act as the principal spokesperson of the Council;

(v) to exercise other functions of the Council as the Council determines.

22—Members

(1) The role of a member of the Council is—

(a) as a member of the governing body of the Council—

(i) to participate in the deliberations and activities of the Council;

(ii) to provide community leadership and guidance to the City of Adelaide community and to participate in achieving a vision for the desired future of the City through the formulation of strategic plans and policies;

(iii) to keep the Council's goals and policies under review to ensure that they are appropriate and effective;

(iv) to keep the Council's resource allocation, expenditure and corporate strategies, and the efficiency and effectiveness of its service delivery, under review;

(v) to participate in setting and assessing performance standards to be met under the Council's contract with the chief executive officer;

(vi) to serve the overall public interest of the City of Adelaide;

(b) as a person elected to the Council—to represent the interests of residents and ratepayers and to facilitate communication between the community and the Council.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

(2) The Lord Mayor may authorise another member of the Council to act in place of, or to represent, the Lord Mayor in the performance of a particular function.

(3) An authorisation under subsection (2) cannot derogate from the role of a Deputy Lord Mayor under the *Local Government Act 1999*.

(4) A member of the Council has no direct authority over an employee of the Council with respect to the way in which the employee performs his or her duties.

Division 4—Allowances and benefits

24—Allowances

(1) Subject to this section, a member of the Council is entitled to the allowance determined by the Remuneration Tribunal in relation to the member's office and indexed in accordance with this section.

(2) The Remuneration Tribunal must make determinations under this section on a 4 yearly basis before the designated day in relation to each periodic election for the City of Adelaide held under the *Local Government (Elections) Act 1999*.

(3) The Remuneration Tribunal must, in making a determination under this section, have regard to the following:

(a) the role of members of the Council as members of the Council's governing body and as representatives of their area;

(b) the size, population and revenue of the Council, and any relevant economic and social factors in the council area;

(c) the fact that an allowance under this section is not intended to amount to a salary for a member;

(d) the fact that an allowance under this section should reflect the nature of a member's office;

(e) the provisions of this Act providing for the reimbursement of expenses of members.

(4) For the purposes of the proceedings before the Remuneration Tribunal but without derogating from the operation of subsection (3), the allowances to be determined under this section will be taken to be in the nature of a fee under the definition of ***remuneration*** in the *Remuneration Act 1990*.

(5) Without limiting section 10 of the *Remuneration Act 1990*, the Remuneration Tribunal must allow persons who are entitled to be enrolled on the voters roll for the City of Adelaide, and the LGA, a reasonable opportunity to make submissions orally or in writing to the Tribunal in relation to any determination under this section.

(6) Nothing in subsection (5) requires the Remuneration Tribunal, for the purposes of making all determinations required under this section in any 4 year period, to hold more than 1 hearing to receive any oral submissions that persons may care to make (and the Tribunal is not required to hold any hearing if it appears to the Tribunal that no one is seeking to make oral submissions).

(7) The rates of allowances may vary from office to office.

Item 10.15 - Attachment A

Council Meeting - Agenda - 13 July 2021

Licensed by Copyright Agency. You must not copy this work without permission.

Exclusion of the Public

ITEM 11.1 13/07/2021
Council

Program Contact:
Mick Petrovski, Manager Governance 8203 7119

2018/04291
Public

Approving Officer:
Clare Mockler, Acting Chief Executive Officer

EXECUTIVE SUMMARY

Section 90(2) of the *Local Government Act 1999 (SA)* (the Act), states that a Council may order that the public be excluded from attendance at a meeting if the Council considers it to be necessary and appropriate to act in a meeting closed to the public to receive, discuss or consider in confidence any information or matter listed in section 90(3) of the Act.

It is the recommendation of the Acting Chief Executive Officer that the public be excluded from this Council meeting for the consideration of information and matters contained in the Agenda.

For the following Chief Executive Officer Reports seeking consideration in confidence

12.1.1. Brown Hill and Keswick Creeks Stormwater Board - Board Member Appointments [s 90(3) (a)]

12.1.2. Whitmore Square Tenancy [s 90(3) (b) & (d)]

12.1.3. Gawler UPark Priority Works [s 90(3) (i)]

The Order to Exclude for Items 12.1.1, 12.1.2 & 12.1.3:

1. Identifies the information and matters (grounds) from section 90(3) of the Act utilised to request consideration in confidence.
2. Identifies the basis – how the information falls within the grounds identified and why it is necessary and appropriate to act in a meeting closed to the public.
3. In addition, identifies for the following grounds – section 90(3) (b), (d) or (j) of the Act - how information open to the public would be contrary to the public interest.

ORDER TO EXCLUDE FOR ITEM 12.1.1

THAT COUNCIL

1. Having taken into account the relevant consideration contained in section 90(3) (a) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 13 July 2021 resolves that it is necessary and appropriate to act in a meeting closed to the public for the consideration of Item 12.1.1 [Brown Hill and Keswick Creeks Stormwater Board - Board Member Appointments] listed on the Agenda.

   Grounds and Basis

   This Item contains information that must be considered in confidence in order to protect the personal affairs of the nominees.

   Public discussion and disclosure of information in this report prior to a resolution being determined by Council may potentially implicate the nominees' reputations in the business community.

Licensed by Copyright Agency. You must not copy this work without permission.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the Council dated 13 July 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 [Brown Hill and Keswick Creeks Stormwater Board - Board Member Appointments] 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) of the Act.

ORDER TO EXCLUDE FOR ITEM 12.1.2

THAT COUNCIL

1. Having taken into account the relevant consideration contained in section 90(3) (b) & (d) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 13 July 2021 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 12.1.2 [Whitmore Square Tenancy] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

   Grounds and Basis

   This Item is confidential because it contains commercial information of a confidential nature of a third party, the disclosure of which could prejudice the commercial position of the person who supplied the information and prejudice the commercial position of the Council with regard to its commercial dealing on the asset.

   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 prior to a determination of the Council as it may prejudice Council's further commercial dealing with regard to the asset. On this basis, the disclosure of such information may severely prejudice Council's ability to influence the proposal for the benefit of the Council and the community.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the Council dated 13 July 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 12.1.2 [Whitmore Square Tenancy] 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) & (d) of the Act.

ORDER TO EXCLUDE FOR ITEM 12.1.3

THAT COUNCIL

1. Having taken into account the relevant consideration contained in section 90(3) (i) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 13 July 2021 resolves that it is necessary and appropriate to act in a meeting closed to the public for the consideration of Item 12.1.3 [Gawler UPark Priority Works] listed on the Agenda.

   Grounds and Basis

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

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

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the Council dated 13 July 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 12.1.3 [Gawler UPark Priority Works] 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) (i) of the Act.

Licensed by Copyright Agency. You must not copy this work without permission.

DISCUSSION

1. Section 90(1) of the *Local Government Act 1999 (SA)* (the Act) directs that a meeting of Council must be conducted in a place open to the public.

2. Section 90(2) of the Act, states that a Council may order that the public be excluded from attendance at a meeting if Council considers it to be necessary and appropriate to act in a meeting closed to the public to receive, discuss or consider in confidence any information or matter listed in section 90(3) of the Act.

3. Section 90(3) of the Act prescribes the information and matters that a Council may order that the public be excluded from.

4. Section 90(4) of the Act, advises that in considering whether an order should be made to exclude the public under section 90(2) of the Act, it is irrelevant that discussion of a matter in public may -

   '(a) cause embarrassment to the council or council committee concerned, or to members or employees of the council; or

   (b) cause a loss of confidence in the council or council committee; or

   (c) involve discussion of a matter that is controversial within the council area; or

   (d) make the council susceptible to adverse criticism.'

5. Section 90(7) of the Act requires that an order to exclude the public:

   5.1 Identify the information and matters (grounds) from section 90(3) of the Act utilised to request consideration in confidence.

   5.2 Identify the basis – how the information falls within the grounds identified and why it is necessary and appropriate to act in a meeting closed to the public.

   5.3 In addition identify for the following grounds – section 90(3) (b), (d) or (j) of the Act - how information open to the public would be contrary to the public interest.

6. Section 83(5) of the Act has been utilised to identify in the Agenda and on the Report for the meeting, that the following reports are submitted seeking consideration in confidence.

   6.1 Information contained in Item 12.1.1 – Brown Hill and Keswick Creeks Stormwater Board - Board Member Appointments

      6.1.1 Is not subject to an Existing Confidentiality Order

      6.1.2 The grounds utilised to request consideration in confidence is section 90(3) (a) of the Act

         (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

   6.2. Information contained in Item 12.1.2 - Whitmore Square Tenancy

      6.2.1 Is subject to an Existing Confidentiality Order 6/7/2021.

      6.2.2 The grounds utilised to request consideration in confidence is section 90(3) (b) & (d) of the Act

         (b) information the disclosure of which—

            (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and

            (ii) would, on balance, be contrary to the public interest

         (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which—

            (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and

            (ii) would, on balance, be contrary to the public interest

Licensed by Copyright Agency. You must not copy this work without permission.

6.3 Information contained in Item 12.1.3 – Gawler UPark Priority Works

6.3.1 Is subject to an Existing Confidentiality Order 6/7/2021.

6.3.2 The grounds utilised to request consideration in confidence is section 90(3) (i) of the Act

(i) Information relating to the actual litigation, or litigation that the Council or Council Committee believes on reasonable grounds will take place, involving the Council or an employee of the Council.

ATTACHMENTS

Nil

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

Confidential Item 12.1.1

Brown Hill and Keswick Creeks Stormwater Board - Board Member Appointments

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

Pages 375 to 379

Confidential Item 12.1.2

Whitmore Square Tenancy

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

Pages 380 to 386

Confidential Item 12.1.3

Gawler UPark Priority Works

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

Pages 387 to 392

Reports from Council Members

ITEM 14.1 13/07/2021
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Mick Petrovski, Manager, Governance 8203 7119

2018/04064
Public

Approving Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

EXECUTIVE SUMMARY

This report is presented to:

1. Advise Council of Council Member activities and the functions that Council Members have attended on behalf of the Lord Mayor.
2. Provide a summary of Council Members' meeting attendance.

Council Members can table reports on activities undertaken on relevant external Boards and Committees where they are representing Council and these reports will be included in the Minutes of the meeting.

RECOMMENDATION

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

ATTACHMENTS

Attachment A – Council Member activities and functions attended on behalf of the Lord Mayor

Attachment B - Summary of meeting attendance

- END OF REPORT -

Licensed by Copyright Agency. You must not copy this work without permission.

FUNCTIONS ATTENDED ON BEHALF OF THE LORD MAYOR: 3 June - 7 July 2021			
COUNCIL MEMBER	**DATE**	**EVENT TITLE**	**EVENT DETAILS**
Councillor Mary Couros (Deputy Lord Mayor)	5/06/2021	Air Force Centenary Bomber Commemorative Service	Wreath laying to honour those who served in the bomber command
Councillor Franz Knoll	7/06/2021	Local Government Reconciliation Industry Network Group	Industry Group
Councillor Franz Knoll	11/07/2021	Musical Theatre Showcase	Performance by workshop attendees
Councillor Jessy Khera	12/06/2021	2021 SA Architecture Awards	City of Adelaide Prize
Councillor Franz Knoll	13/06/2021	Choral Eucharist at Christ Church	Celebrating the official birthday of Her Majesty Queen Elizabeth
Councillor Simon Hou	13/06/2021	Dragon Boat Festival Celebration	Family fun day to commemorate the deal of the poet and minister QU YUAN
Councillor Mary Couros (Deputy Lord Mayor)	16/06/2021	Grand Opening the Innovation Factory	Celebrating the opening of Adelaide's newest coworking spaces
Councillor Greg Mackie	18/06/2021	Better Together National LGBTIQ+	Conference
Councillor Mary Couros (Deputy Lord Mayor)	18/06/2021	Dušan and Voitre Marek: Surrealists at sea	Official Opening at the Art Gallery of South Australia
Councillor Franz Knoll	20/06/2021	SA Italian Assoc Commemorative 70th Anniversary History Book launch	Celebrating 70 years of social welfare and philanthropic activity
Councillor Mary Couros (Deputy Lord Mayor)	21/06/2021	Launch of World Refugee Day 2021	The launch is one of the formal highlights of SA Refugee Week
Councillor Franz Knoll	22/06/2021	Eastern Adelaide Individual Placement & Support Program	Launch of Community Bridging Services
Councillor Mary Couros (Deputy Lord Mayor)	22/06/2021	Welcoming of the CEO of the Committee Of Adelaide	Formal event to welcome the new CE, Committee of Adelaide
Councillor Mary Couros (Deputy Lord Mayor)	24/06/2021	Launch of the Heritage Tourism Strategy	Tourist Industry Council South Australia's official heritage strategy launch
Councillor Franz Knoll	26/06/2021	Milli, Jack and the Dancing Cat by the Adelaide Symphony Orchestra	Concert specifically for those on autism spectrum or with sensory and/or communication disorders
Councillor Mary Couros (Deputy Lord Mayor)	2/07/2021	2021 Australian Building Institute Chapter Awards Dinner	Awards presented for excellence in building
COUNCIL MEMBER MEETINGS ATTENDED: 3 June - 7 July 2021			
COUNCIL MEMBER	**DATE**	**EVENT TITLE**	**EVENT DETAILS**
Councillor Alexander Hyde	17/06/2021	Adelaide Central Market Authority Board Meeting	Attended as Council Representative
Councillor Alexander Hyde	6/07/2021	Adelaide Central Market Authority Special Board Meeting	Attended as Council Representative
Councillor Helen Donovan	3/06/2021	Capital City Committee Meeting	Attended as Council Representative
Councillor Helen Donovan	15/06/2021	State Records Council Meeting	Attended as Council Representative
Councillor Helen Donovan	15/06/2021	Stormwater Management Authority	Attended as Council Representative
Councillor Helen Donovan	20/06/2021 - 23/06/2021	2021 National General Assembly	Attended as Council Representative
Councillor Mary Couros (Deputy Lord Mayor)	10/06/2021	Adelaide Convention Bureau Finance Committee	Attended as Council Representative
Councillor Mary Couros (Deputy Lord Mayor)	17/06/2021	Adelaide Convention Bureau Board Meeting	Attended as Council Representative

Item 14.1 - Attachment A

Licensed by Copyright Agency. You must not copy this work without permission.

Meeting attendance

	Council 8 June 2021	The Committee 15 June 2021	Audit Committee 18 June 2021	Adelaide Park Lands Authority 24 June 2021	Council Assessment Panel 28 June 2021	Council - Special 29 June 2021	Council - Special 6 July 2021	The Committee 6 July 2021	Meetings held	Meetings attended
Lord Mayor Sandy Verschoor	✔		✔	✔		✔	✔	✔	7	6
Councillor Arman Abrahimzadeh	✔	✔			✔	✔			6	4
Councillor Mary Couros (Deputy Lord Mayor)	✔	✔				✔	✔	✔	5	5
Councillor Helen Donovan	✔						✔	✔	5	3
Councillor Simon Hou	✔	✔				✔	✔	✔	5	5
Councillor Alex Hyde	✔	✔		✔		✔	✔	✔	6	6
Councillor Jessy Khera	✔	✔				✔			5	3
Councillor Franz Knoll	✔	✔				✔	✔	✔	5	5
Councillor Greg Mackie	✔					✔	✔	✔	5	4
Councillor Phillip Martin	✔								5	1
Councillor Anne Moran	✔					✔		✔	5	3
# in Attendance	11	6	1	2	1	9	7	8		

Key:

- **Apology**
- **Leave**
- **Not a Member**
- **Proxy Member**

Item 14.1 - Attachment B

Licensed by Copyright Agency. You must not copy this work without permission.

Councillor Emails

ITEM 15.1 13/07/2021
Council

Council Member
Councillor Martin

Contact Officer:
Clare Mockler, Acting Chief Executive Officer

Public

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

Could the Administration advise if the CEO or their delegate has the authority, separate to the direction of any integrity agency, to view the emails of City of Adelaide elected members between each other and to and from external parties on the City's Outlook email system and, if so,

1. What is the criteria used to determine such emails will be viewed?
2. With whom is the Administration permitted to share the emails it has viewed?
3. Are records of such viewings kept?
4. In the event this happens and that records are kept, in the term of the current Council, how many emails have been viewed and when and, if this happens and in the circumstance no records are kept, what is the estimated number of emails and occasions on which they have been viewed?
5. What is the total number of elected members whose emails have been viewed?'

The Lord Mayor will provide a reply at the meeting, the reply and question will be included in the Minutes of the meeting.

- END OF REPORT –

Licensed by Copyright Agency. You must not copy this work without permission.

Grote Street Towers

ITEM 15.2 13/07/2021
Council

Council Member
Councillor Martin

Public

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

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Noting that SCAP has approved the construction of a 33 level tower on the site of the old La Boheme which the Advertiser reported will "face" Council's Central Market Arcade Redevelopment (CMAR), could the Administration advise whether:

1. There are any heritage issues arising from the new proposal and, if so, how it is proposed Council could or should deal with them?
2. What competitive considerations Council faces given that the newly approved facing tower could obscure some views and also provide a similar offering of commercial and residential units, together with car parking?
3. Whether it is in Council's interest to assist the competing development by agreeing to any acquisition of land in Council hands and what action/s are recommended?'

The Lord Mayor will provide a reply at the meeting, the reply and question will be included in the Minutes of the meeting.

- END OF REPORT –

Licensed by Copyright Agency. You must not copy this work without permission.

Legal Costs Culture Investigation

ITEM 15.3 13/07/2021
Council

Council Member
Councillor Martin

Public

Contact Officer:
Clare Mockler, Acting Chief Executive Officer

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Could the Administration advise what were the total costs of the Independent Culture Investigation and Reporting conducted by EMA Legal and any and all other legal costs incurred by the Administration on behalf of elected members, members of staff or the Executive as a consequence of or related to that Investigation and Reporting?'

The Lord Mayor will provide a reply at the meeting, the reply and question will be included in the Minutes of the meeting.

- END OF REPORT –

Licensed by Copyright Agency. You must not copy this work without permission.

Parking on Palmer Place

ITEM 17.1 13/07/2021
Council

Council Member
Councillor Moran

2018/04053
Public

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

MOTION ON NOTICE

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

'That Council:

1. Notes that on-street parking control changes occurred in Palmer Place, North Adelaide in September 2020, resulting in the parking controls changing from a 2-hour time limit to a 3-hour time limit.
2. Notes that there has recently been negative community feedback from local residents and businesses in regard to the change in parking controls.
3. Requests the administration to review the 3-hour parking restrictions and report back to Council.'

ADMINISTRATION COMMENT

1. Changes were made to parking in North Adelaide in July 2019, at this point the parking controls on Palmer Place were 2 hours.
2. In October / November 2019, a 28-day consultation was undertaken with North Adelaide stakeholders to gain feedback on the broader parking changes. Through this consultation, the Palmer Place stakeholders identified that the 2-hour time limit was underutilised and there was an opportunity to improve parking availability for stakeholders. Parking remained 2 hours.
3. Stakeholders in Palmer Place raised further concerns which triggered a consultation in July 2020. Sixty-four consultation letters were distributed to residents and stakeholders of Palmer Place as part of this consultation which provided an option to change parking controls to a 3-hour time limit to balance of on-street parking for all stakeholders and visitors to the area.
4. Thirty-seven responses were received, of which 36 were in support of the proposal and one objected to the proposal. The one objection received was in response to the proposed unrestricted parking and concern was raised about commuters occupying the unrestricted parking spaces. This respondent noted that they were in favour of the 3-hour time limit for residents and visitors of Palmer Place.
5. The changes to signage were made on-street on 17 September 2020.
6. Between installation in September 2020 and 31 May 2021, there have been no requests to Council for changes to the current on-street parking controls at Palmer Place.
7. Council records indicate that since 17 May 2021 to 10 June 2021 (approximately three weeks), there were two requests for parking enforcement resulting in expiations being issued for the 3-hour parking control.

Licensed by Copyright Agency. You must not copy this work without permission.

8. This indicates that the parking controls are appropriate for the area however there may be a compliance issue.
9. To encourage parking compliance, CoA's parking and information officers have been continuing regular enforcement of Palmer Place. Records show that tickets have been issued for illegal parking between 14-24 June 2021.
10. If this motion is successful, we can review the 3-hour parking restrictions. This would involve a parking turnover study by an external consultant at a cost of $8,500. Instead, we recommend the continual monitoring and encouragement of compliance through our Parking Information Officers prior to investigating any changes.

Should the motion be carried, the following implications of this motion should be considered. Note any costs provided are estimates only – no quotes or prices have been obtained:	
Public consultation	If the review of the 3-hour parking restrictions in Palmer Place provides evidence in favour of changing the parking restrictions, public consultation will be required. This is undertaken internally, and the estimated cost (in CoA officer time) is $1,300.
External consultant advice	A review of the 3-hour parking restrictions in Palmer Place may include a parking turnover study by an external consultant. The estimated cost of this service is $8,500.
Legal advice / litigation (eg contract breach)	Not applicable
Impacts on existing projects	Not applicable
Budget reallocation	Unknown
Capital investment	Not applicable
Staff time in preparing the workshop / report requested in the motion	22.5 hours
Other	Not applicable
Staff time in receiving and preparing this administration comment	To prepare this administration comment in response to the motion on notice took approximately 5.5 hours.

- END OF REPORT –

Licensed by Copyright Agency. You must not copy this work without permission.

MacKinnon Parade Pedestrian Refuge

ITEM 17.2 13/07/2021
Council

Council Member
Councillor Moran

2018/04053
Public

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

MOTION ON NOTICE

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

'That Council:

Amend the budget to include $40k to build a pedestrian refuge on MacKinnon Parade outside MacKinnon Parade Childcare Centre to ensure the safety of parents and young children and babies using the centre. The funds be funded from the renewal budget.'

ADMINISTRATION COMMENT

1. The proposed new pedestrian facilitates were first assessed in 2020, where it was identified that:
   1.1. There were no significant safety risks that would warrant the immediate installation of a pedestrian refuge, with consideration of available traffic and crash data; however
   1.2. The project initiative would provide a positive outcome and benefit to the community.
2. The project initiative was logged as a future upgrade/new opportunity, where:
   2.1. The initiative would be considered for external grant funding opportunities
   2.2. The initiative would continue to be assessed and evaluated on an annual basis to inform City of Adelaide's Asset Management Plans and Business Plan and Budget.
3. Development of the 2021/22 Business Plan and Budget was governed by Council Recovery principles, where:
   3.1. The renewal program prioritised asset renewal based on condition audit data and risk
   3.2. Asset enhancements were to only be initiated and delivered through partnerships
   3.3. Government funding was to be sought for new infrastructure initiatives.
4. Reallocation of funds from the asset renewal program to fund this new project initiative would require reducing the existing asset renewal budget to offset the additional new and upgrade budget required for this initiative.
5. This would result in a reduced asset sustainability ratio as well as result in the deferral of asset renewal works identified as critical.
6. We continue to seek external funding for this opportunity, including the option of utilising our Federal Financial Assistance Grants.

Licensed by Copyright Agency. You must not copy this work without permission.

Should the motion be carried, the following implications of this motion should be considered. Note any costs provided are estimates only – no quotes or prices have been obtained:	
Public consultation	If the initiative was to be implemented, further routine project delivery consultation would be required with adjacent stakeholders prior to construction commencing (this cost has been accounted for in the $40,000 budget provision)
External consultant advice	No further external consultant advice would be required to implement this initiative
Legal advice / litigation (eg contract breach)	No legal advice would be required to implement this initiative
Impacts on existing projects	A project from 2021/22 Capital Works Program would have to be identified and deferred to enable the delivery of this project initiative if renewal funding is proposed.
Budget reallocation	$40,000
Capital investment	$40,000 recommended from financial assistance grant
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 4.5 hours.

- END OF REPORT –

Licensed by Copyright Agency. You must not copy this work without permission.

Sister City Relationships

ITEM 17.3 13/07/2021
Council

Council Member
Councillor Abrahimzadeh

2018/04053
Public

Contact Officer:
Clare Mockler, Acting Chief Executive Officer

MOTION ON NOTICE

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

'That Council:

1. Notes the strategic importance of its sister city relationships.
2. Requests administration to review Council's existing sister city arrangements, including alignment of the sister city's strategic plan with the City of Adelaide's 2020-2024 Strategic Plan and report back to Council on potential opportunities to further strengthen and leverage community, cultural, economic and trade exchanges with Council's existing sister cities.
3. As part of the report, evaluates any new strategic international partnership opportunities that could potentially be developed for the benefit of the City of Adelaide.'

ADMINISTRATION COMMENT

1. The City of Adelaide currently has five sister city relationships in place with Austin, USA; Christchurch, New Zealand; George Town, Malaysia; Himeji, Japan and Qingdao, China. These long-term, formal agreements facilitate a wide range of opportunities for both cities to foster strong cultural and commercial ties as well as participate in international educational, community, cultural, technical and business exchanges.
2. Two 'friendly city' arrangements are also in place with Dalian, Liaoning, China and Chengdu, Sichuan, China. Friendly city connections are informal partnerships between two cities that are limited in scope, yet still promotes friendly relations and collaboration.
3. Currently the sister city and friendly city arrangements are maintained through the Office of the Lord Mayor with support from other programs and the Adelaide Economic Development Agency as needed.
4. A review of the City of Adelaide's international relations was last conducted in 2019 and a revised 'International Engagement Plan' was drafted. However, due to the COVID-19 pandemic and the resulting closure of international borders, the review and draft 'International Engagement Plan' was put on hold.
5. Given the cultural and economic impacts of COVID-19 on international relations around the word, it is timely to review the City's existing sister-city and friendly-city arrangements.

Licensed by Copyright Agency. You must not copy this work without permission.

6. If the motion is carried, a review will include consideration of alignment of our sister cities strategic plans with the City of Adelaide's 2020-2024 Strategic Plan and a report will be prepared for Council on opportunities to further strengthen and leverage community, cultural, economic and trade exchanges with Council's existing sister cities, as well as an evaluation of any new strategic international partnership opportunities that could potentially be developed for the benefit of the city and its community.
7. It should be noted that the Australian Government's 'Foreign Arrangements Scheme' commenced on 10 December 2020 to ensure that arrangement between state, territory and local governments and foreign entities do not adversely affect Australia's foreign relations and foreign policy. As part of the scheme, all state, territory and local governments (and their entities) must notify or seek approval from the Minister for Foreign Affairs if they propose to negotiate, enter or have entered a foreign arrangement scheme. All of the City of Adelaide's existing foreign arrangements have been lodged with the Minister to date.
8. It should also be noted that plans are currently being developed for the 50th Anniversary celebration of the Adelaide-Christchurch sister-city agreement which is due to take place in 2022. A separate report will be presented to Council later this year on opportunities to mark this occasion.

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	External consultant advice may be required to inform the review and associated report; If so, this will be budgeted within the existing International Relations budget allocation.
Legal advice / litigation (e.g. 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	150 hours
Other	Not applicable
Staff time in receiving and preparing this administration comment	4.5 hours

- END OF REPORT –

Licensed by Copyright Agency. You must not copy this work without permission.

Voters Roll

ITEM 17.4 13/07/2021
Council

Council Member
Councillor Knoll

2018/04053
Public

Contact Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

MOTION ON NOTICE

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

'That the Lord Mayor write to the Minister for Local Government to propose an amendment to the *Local Government Elections Act 1999* to make it a requirement that, when a person, body corporate or group is submitting an application for enrolment in respect of an area or ward in accordance with the Act, an email address should be provided for inclusion on the voters roll.'

ADMINISTRATION COMMENT

1. If the motion is adopted by Council, a letter will be drafted for the Lord Mayor to send to the Minister and members will be advised once the action has been completed.
2. The initiative has the potential to improve the ability of candidates to communicate with constituents and also reduce costs of campaigning which may lower one of the barriers to people running for Council.

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

Licensed by Copyright Agency. You must not copy this work without permission.

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 –

Licensed by Copyright Agency. You must not copy this work without permission.

Neighbour Day

ITEM 17.5 13/07/2021
Council

Council Member
Councillor Martin

2018/04053
Public

Contact Officer:
Clare Mockler, Acting Chief Executive Officer

MOTION ON NOTICE

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

'That Council:

Holds a civic reception at Town Hall on Friday 25 March 2022 to celebrate Neighbour Day to thank the volunteers who helped to organise the 2022 and previous Neighbour Day events in the City and to launch on Neighbour Day the North Adelaide V4V Community Cookbook.'

ADMINISTRATION COMMENT

1. As per the Civic Recognition Operating Guidelines, requests to host a civic event are to be put in writing to the Lord Mayor for consideration.
2. Requests are considered in confidence and at the discretion of the Lord Mayor. Each request is also reviewed against the eligibility criteria set out in the guidelines.
3. A decision by Council is therefore not required for civic event requests.
4. In regards to the proposed event, National Neighbour Day is Australia's annual celebration of community and connectedness. Neighbour Day events bring together the people next door and across the street to connect with one another in their own neighbourhoods to help build and strengthen communities.
5. While the administration has the contact information for many of the people that have hosted Neighbour Day events over the past ten years, we do not hold records of the neighbours and volunteers who assisted them to organise the activities, nor details of all who attended. We are also aware that some of the hosts have moved out of the city or on from their coordinating roles in the supporting organisations.
6. The North Adelaide V4V Community Cookbook Project is the recipient of a current Community Development quick response grant totalling $2,000 to produce and print the book.
    6.1. The project plan also includes the launch of the book on Neighbour Day in March 2022 with the local community in North Adelaide.
    6.2. The administration will work with the North Adelaide V4V Community Cookbook project lead to engage about how City of Adelaide can participate in and promote the launch event.
    6.3. It is understood that all Council Members will be invited to the cookbook launch event.
7. Alongside our neighbourhood capacity development programs, the City of Adelaide works with and celebrates volunteers in many ongoing and varied ways, including formal recognition and appreciation events, often hosted during National Volunteer Week in May each year.

Licensed by Copyright Agency. You must not copy this work without permission.

8. A civic reception to celebrate Neighbour Day is therefore not recommended. Rather, it is recommended that Council Members attend 2022 Neighbour Day events including the launch event for the cookbook.

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	Time required to source and approach past Neighbour Day participants from across the past ten years would require a re-prioritisation and delay in the existing work program for the Project Lead, Community Connections, estimated at 5 days.
Budget reallocation	Not applicable
Capital investment	Not applicable
Staff time in preparing the workshop / report requested in the motion	75 hours
Other	Not applicable
Staff time in receiving and preparing this administration comment	5.5 hours

- END OF REPORT –

Licensed by Copyright Agency. You must not copy this work without permission.

Increase Voter Turnout

ITEM 17.6 13/07/2021
Council

Council Member
Deputy Lord Mayor, Councillor Couros

2018/04053
Public

Contact Officer:
Amanda McIlroy, Chief Operating Officer, Corporate Services

MOTION ON NOTICE

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

'That the administration investigates and provides advice about the processes that will be implemented for the different constituencies in the City of Adelaide, including residents, business, and different cultural and social groups, to encourage and assist increased voter turnout at the general elections in November 2022.'

ADMINISTRATION COMMENT

1. In preparation for the General Election in 2022, administration will be developing a comprehensive strategy to genuinely encourage greater participation from diverse communities through the election process. This will involve implementing measures that in part complement and also partner with the Local Government Association of SA (LGA) on sector wide initiatives they will be delivering for the 2022 Local Government Elections. The LGA will commence workshops soon to assist with the development of marketing material, which City of Adelaide will contribute to.
2. The 2021 Supplementary Election process and marketing plan will also assist the development of the strategy.
3. Should the motion be carried, the administration will provide an update to Council Members by the end of the year on the status of the strategy and how it will aim to encourage greater voter turnout in the general Council elections in November 2022.
4. The Electoral Commission of South Australia (ECSA) publish an election report after each general election. Included in the report are results from an elector and candidate survey. These results will assist City of Adelaide understand why people choose to vote or not.
5. The City of Adelaide achieved a 30.6% voter turnout at the last General Election held in 2018. The average voter turnout for metropolitan Adelaide Councils was 26%. Our aim will be to build on this at the 2022 General Elections. A target figure will be considered and discussed with key stakeholders and included as part of the project plan.

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

Licensed by Copyright Agency. You must not copy this work without permission.

Legal advice / litigation (eg contract breach)	Not applicable
Impacts on existing projects	The requirements of this motion will be undertaken as part of the program for encouraging gender equity and greater diversity in people who nominate for election to council
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 –

Licensed by Copyright Agency. You must not copy this work without permission.

Protecting Heritage Listed Buildings in the City of Adelaide

ITEM 17.7 13/07/2021
Council

Council Member
Councillor Martin

2021/01236
Public

Contact Officer:
Tom McCready, Acting Director City Shaping

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:

Notes the content of the petition on heritage buildings and historic zones presented to this meeting and requests that the Lord Mayor writes to the Minister for Planning and SCAP:

1. including the tabled petition, advising there is community concern in the City of Adelaide that the provisions in Planning Laws and regulations related to the protection of heritage buildings and historic zones should be upheld;
2. the City of Adelaide will take whatever action is permitted or possible to stop the demolition of any local or state heritage listed building.'

ADMINISTRATION COMMENT

1. Council notes that the Administration is limited to providing comments only to the State Commission Assessment Panel on developments which may have an impact on a local heritage place. Note:
   1.1. Administration's heritage architects provide advice against the relevant provisions in the Planning and Design Code, located within the Local Heritage Overlay, Historic Area Overlay (and relevant Historic Area Statements) and Heritage Adjacency Overlay. The provisions of an overlay prevail over all other policies applying to a development.[1]
   1.2. Each application is assessed on a case-by-case basis.
   1.3. Each development is different, set within varying contexts and therefore requires consideration on its own individual merits.
2. Council cannot provide commentary on the potential impacts of development to State Heritage Places. Matters relating to State Heritage require a referral to the Minister for Heritage, who has a power of direction.[2]
3. Council's Heritage Strategy 2021-2036 and Action Plan 2021-2024 sets out Council's path to ensure our City's heritage is effectively protected. This includes some specific actions, including:
   3.1. 'Review planning policies which result in unsympathetic outcomes for heritage places and areas'. This action is due to commence March 2022, to allow time to monitor the implementation and outcomes of the new state-wide Planning and Design Code.

[1] Planning and Design Code, Part 1 - Rules of Interpretation.
[2] *Planning, Development and Infrastructure (General) Regulations 2017* (SA), Sch 9.

Licensed by Copyright Agency. You must not copy this work without permission.

3.2. ‘Provide free expert advice for development applications affecting heritage places and heritage overlay areas’. This is an ongoing service Council currently provides.

4. Should this motion be carried, Administration would prepare correspondence for the Lord Mayor addressed to the State Commission Assessment Panel, State Planning Commission and Minister for Planning seeking to work with the State Planning Commission on the review of the relevant heritage policies in 2022.

Public consultation	Amendment to policies in the Planning and Design Code will require public consultation. Public notification of a development applications is required in the City Living Zone when an application proposes the demolition of a State of Local Heritage Place, or the demolition of any building located within a Historic Area Overlay.
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 -

Licensed by Copyright Agency. You must not copy this work without permission.

Former Bus Station site

ITEM 17.8 13/07/2021
Council

Council Member
Councillor Knoll

2017/04450
Public

Contact Officer:
Tom McCready, Acting Director City Shaping

MOTION ON NOTICE

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

'That Council:

Requests that Administration presents a report to Council regarding the viability of developing the former Bus Station site with the following considerations:

a) The lead times for the Central Market Arcade Redevelopment and the provision of temporary car parking on the site.

b) The potential option for a joint partnership with Council/private with the Council retaining part ownership.'

ADMINISTRATION COMMENT

1. The former Bus Station site will be utilised as an ancillary car park in support of the Central Market Arcade Redevelopment and Market District and is anticipated to open late July 2021. It will operate throughout the construction phase of the development with an anticipated completion in 2024/25
2. The former Bus Station site at 111-117 Franklin Street represents one of Council's few remaining development site opportunities and was recommended within the Strategic Property Review for sale and redevelopment given its current under-development, minimal financial return as well as its significant city shaping potential.
3. The Strategic Property Review noted the site's catalytic potential by way of a mixed-use development incorporating a new city attractor with consideration to be given to a joint venture/ partnering approach and Air Rights opportunity.
4. Should this the motion be carried we will advance site investigations incorporating due diligence, feasibility, development options analysis, as well as the consideration of appropriate development models (ie. developer partnership arrangements, Air Rights and returnable works).
5. This work and introduction to market would align with the reopening of the newly developed Adelaide Central Market and Market Square.

Licensed by Copyright Agency. You must not copy this work without permission.

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 noting that public consultation may be required in the future subject to Council's consideration of project viability.
External consultant advice	External consultant advice will be required to support due diligence, site planning and feasibility investigations.
Legal advice / litigation (eg contract breach)	Legal review will be required to support site due diligence investigations.
Impacts on existing projects	Site planning would provide consideration to the delivery timing of the Central Market Arcade Redevelopment as well as the temporary parking provision on the former Bus Station site.
Budget reallocation	Not applicable
Capital investment	Not applicable
Staff time in preparing the workshop / report requested in the motion	The motion will require a substantial investigation to enable consideration of site viability and the overall development approach.
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 –

Licensed by Copyright Agency. You must not copy this work without permission.