

Council Member
Councillor Knoll2018/04053
Public**Contact Officer:**
Amanda McIlroy, Chief
Operating Officer

QUESTION ON NOTICE

Councillor Knoll will ask the following Question on Notice:

'Can the Administration advise what complimentary events, activities or business offers the City of Adelaide and AEDA are promoting to coincide with the one-month free evening and weekend parking initiative within all Council owned off-street UParks (excluding the Adelaide Central Market UPark), as endorsed by Council on 10 August 2021, as part of Reignite Adelaide?'

REPLY

1. The City of Adelaide and AEDA are currently cross promoting with the following campaigns and events, through various formats and channels:
 - 1.1. South Australian Tourism Commission (SATC) Go To Town promotion, in association with the Adelaide Economic Development Agency
 - 1.2. SATC FOMO Fridays (17/9, 24/9, 1/10, 8/10)
 - 1.3. Adelaide Film Festival Youth (25 Aug to 16 Sept)
 - 1.4. South Australian Living Artists Festival (extended until 17 Sept)
 - 1.5. Nature Festival of South Australia (25 Sept to 4 Oct)
 - 1.6. City of Adelaide's Birds in the City (coincides with Nature Festival)
 - 1.7. City of Adelaide's Spring Weekends (3 Sept to 2 Oct)
 - 1.8. Great State Vouchers – round 5
 - 1.9. Umbrella Festival (7 Sept to 17 Oct)
 - 1.10. Riesling Riot (9 Sept)
 - 1.11. Spooky Plant Tour (29 Sept)
 - 1.12. Our Mob (through to Sept 24)
2. City Businesses and Precinct Groups were provided images that showcase the Upark offer, to promote through their own social media channels and website.

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

ITEM 15.2 14/09/2021

Council

Council Member

Councillor Hyde

2020/01841

Public

Contact Officer:

Clare Mockler, Chief Executive Officer

QUESTION ON NOTICE

Councillor Hyde will ask the following Question on Notice:

'Following on from the decision of Council on 15 December 2020 to approve \$1 million in expenditure to assist existing city-based events to expand and \$1 million to increase the Event & Sponsorship Program to sponsor new major events in the city, with funding to be split 50/50 over the 2021-22 and 2022-23 financial years, can the Adelaide Economic Development Agency update Council on the plan for this funding, including what events are being targeted or considered and any allocation to date?'

REPLY

1. Following Council's decision on 15 December 2020 to provide funding for new events and expand existing events, and following Council's decision on 10 August 2021 to extend the Quick Response Program from September, the Adelaide Economic Development Agency (AEDA) has launched the new Events Recovery Fund comprising:
 - 1.1. Quick Response – up to \$10,000 to support events with costs associated with disruption caused by the impacts of COVID-19.
 - 1.2. Expansion of Existing Events – up to \$50,000 to help existing events expand, enhance or activate additional areas of the City of Adelaide.
 - 1.3. New Events – up to \$200,000 to support new and exciting events within the city.
2. AEDA is working with event organisers about potential funding assistance for new and the expansion of existing events in 2022. The organisers have been contacted directly with details of newly launched Events Recovery Fund and encouraged to submit an application for funding that best suits their requirements.
3. With ongoing restrictions for interstate and international visitors and maximum event attendance numbers due to COVID-19, major events including the Australian 3 Day International Event, Royal Adelaide Show and The Ultimate Event have been cancelled.
4. This week AEDA will announce a new wellbeing festival for 2 weeks and 3 weekends in October. Planned events within this festival will activate various locations across the city in a COVID-19 safe format. The festival will leverage the City of Adelaide's Wellbeing Month.

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

ICAC Report on Council Kickbacks

ITEM 15.3 14/09/2021
Council

Council Member
Councillor Martin

2018/ 04053
Public

Contact Officer:
Amanda McIlroy, Chief
Operating Officer

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Noting that the Independent Commissioner Against Corruption, in her report *Facilities Maintenance in Local Government*, has found "improper conduct" in unnamed councils in South Australia occurring in maintenance practices and procurement, can the Administration advise:

1. Is the City of Adelaide one of the unnamed councils referred to in the report?
2. What are the measures the City of Adelaide has in place to prevent such improper conduct, such as the illegal practice of receiving "kickbacks" for awarding contracts and identifying price collusion by suppliers?'

REPLY

1. The City of Adelaide (CoA) was not a part of the Independent Commissioner Against Corruption (ICAC) evaluation into *Facilities Maintenance in Local Government* (the Report).
2. The Report sets out general observations arising from previous investigations (not involving the CoA) undertaken by ICAC to assist councils and public officers working in facilities management to better identify and assess risks in their systems and practices.
3. Council's Procurement Policy (updated 8 June 2021) has various mitigations in place to address the items raised in the report regarding improper conduct by council officers. These mitigations all support a strong probity process based on transparency and fairness. These include, but are not limited to:
 - 3.1. The use of evaluation panels for decision making rather than an officer.
 - 3.2. Open market approaches for all procurement over \$150,000.
 - 3.3. Consistent timeframes for market approach.
4. Additionally, CoA ensures probity, accountability and transparency through:
 - 4.1. Conduct in line with Council Members and CoA Code of Conduct for Employees provisions created pursuant to the City of Adelaide Act 1998 (SA) and the Local Government Act 1999 (SA).
 - 4.2. Conduct in line with CoA's Gifts and Benefits Operating Guideline i.e. Council Officers will decline gifts, favours, gratuities or any other benefits from Tenderers or Suppliers which may, or could be deemed to influence equity or impartiality.

- 4.3. Awareness of the requirements contained within the Freedom of Information Act 1991 (SA) and the Independent Commissioner Against Corruption Act 2012 (SA).
- 4.4. Risk escalation to the Executive Strategic Risk and Internal Audit Group or confidential risk escalation to a 'responsible officer' as appointed under the Public Interest Disclosure Act 2018.
- 4.5. The internal audit program with oversight by Council's Audit Committee.
5. Any breach of these policies or guidelines may result in a breach of CoA's legislative requirements and disciplinary actions, including dismissal. All serious breaches or non-adherence to policy or guidelines will be reported to the CoA's CEO as soon as practicable after the breach has been discovered. The CEO may refer the matter to its external audit committee.
6. It is noted that this report should be considered and used to inform the continuous improvement of practices to test their effectiveness and efficiency.
7. The Report will be discussed at the Executive Strategic Risk and Internal Audit Group meeting on 15 September 2021 to identify where the observations provided in the Report can improve CoA policy settings, procedures, and behaviours with the aim of further minimising our risk to potentially corrupt practices.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 4.5 hours.
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Provision of Outdoor Dining Furniture

ITEM 15.4 14/09/2021
Council

Council Member
Councillor Martin

2020/01167
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'In the 2020/21 financial year and prior to the launch of Reignite Adelaide, the City of Adelaide provided free outdoor dining furniture for businesses in North Adelaide. Could the Administration advise how many businesses in O'Connell Street benefitted from the project in 2020/21 and whether they continue to enjoy free City of Adelaide outdoor furniture?'

REPLY

1. In 2020/21 financial year, Council did not provide free outdoor dining furniture for use by specific businesses in O'Connell Street.
2. There have been a number of trials and initiatives to encourage activation, including the provision of outdoor picnic tables for use by anyone in the community, including but not limited to customers of nearby businesses.
3. It is unclear how many businesses have benefitted from this as we have not recorded where users of the furniture are coming from. However anecdotal feedback indicates they are being used more as general community seating, rather than for diners of nearby businesses/restaurants.

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

Parking Spaces 88 O'Connell Street Development

ITEM 15.5 14/09/2021
Council

Council Member
Councillor Martin

2018/02324
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Could the administration advise how many car spaces will be provided in the development in which it is partnering with 88 O'Connell Pty Ltd (formerly C and G):

1. In total?
2. For residential apartments?
3. For commercial owners, tenants and staff, including for professional suites?
4. For discrete visitors to residential apartments and clients of professional suites?
5. For patrons of commercial businesses, not including professional suites?
6. For members of the public seeking to park on the site as a patron of a business on site or as a visitor to North Adelaide?

REPLY

1. The project will comprise a total of 381 car parks.
2. 173 car parks have been allocated to the residential apartments.
3. 92 car parks have been allocated to the commercial and retail tenants
4. 116 car parks will be publicly accessible and available to discrete visitors to residential apartments and clients of professional suites; patrons of commercial businesses; and members of the public seeking to park on the site as a patron of a business on site or as a visitor to North Adelaide.

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

ITEM 15.6 14/09/2021
Council

Council Member
Councillor Martin

2021/01236
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

QUESTION ON NOTICE

Councillor Martin will ask the following Question on Notice:

'Elected Members were advised by email this month that Council had applied to the Attorney-General's Department on 5 July 2021 and received approval on 19 August 2021 to extend the term of Park Lands Dry Zones from their expiry in September 2021 for a further 2 years until 2023. Could the Administration advise:

1. Why was the matter not presented to, or endorsed by, elected members in open Council as has occurred previously?
2. Under what specific CEO delegation was the decision made to contact the State Government without referral to the elected body?
3. Why did the City of Adelaide not conduct a public consultation on this matter ahead of the determination to seek State Government approval for the extension, as has happened previously?
4. Was there any participation or formal documentation or verbal advice presented to the City of Adelaide Reconciliation Committee about the Administration decision and, if so, could any minutes or documents be provided?
5. Was the Lord Mayor consulted in advance of the decision to seek the extension?'

REPLY

1. As part of ongoing regular discussions with the Commissioner for Consumer Affairs, Liquor and Gambling and the SA Police, it was agreed that in the absence of an appropriate set of measures to deal with the complexity of excessive consumption of alcohol and associate behaviours in public places, it was considered that maintaining the continuity of the status quo is appropriate so as to enable focus to be maintained on delivering positive outcomes for remote visitors and the city community through the Safety and Wellbeing Taskforce process.
 - 1.1 The Premier established the Safety and Wellbeing Taskforce of senior Government executives and representatives from the City of Adelaide and City of Port Adelaide Enfield in March 2021, in response to a request by the City of Adelaide.
 - 1.2 The Taskforce was developed in response to increased safety and wellbeing issues to vulnerable people and the broader community due to the mobility of Aboriginal people into the City and suburbs with no appropriate accommodation to access during their stay.
 - 1.3 The Taskforce is committed to implementing new and effective initiatives that are culturally informed and address the immediate and long term need for safe support and accommodation for Aboriginal people who need to be in Adelaide and away from their home communities.

- 1.4 A more holistic response will be recommended by the Taskforce that will include cultural support, accommodation and policy and regulation conditions including consideration of liquor conditions.
2. Subsequently, the City of Adelaide's CEO wrote to the Commissioner for Consumer Affairs, Liquor and Gambling requesting the extension of the Park Lands Dry Area regulations. The Attorney General approved this request on 19 August 2021 for a period of two years.
 3. Council will be informed of the outcomes of the Taskforce and advice will be provided about Council's role and appropriate decisions it might make in implementing culturally appropriate and long-term strategies for the City of Adelaide.
 4. Advice was not provided to the City of Adelaide Reconciliation Committee; however, the Lord Mayor was informed of the intention to maintain the status quo and the rationale for doing so, given the current work underway of the Taskforce. The Lord Mayor was informed of the outcome of the request for the extension at the same time as Council Members through the E-News that was distributed on Thursday 2 September 2021.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 5.5 hours.
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Employee Work from Home Arrangements

ITEM 15.7 14/09/2021
Council

Council Member
Councillor Hyde

2021/00600
Public

Contact Officer:
Amanda McIlroy, Chief
Operating Officer

QUESTION ON NOTICE

Councillor Hyde will ask the following Question on Notice:

'That the Administration:

Please confirm whether all City of Adelaide employees working in the CBD and North Adelaide have returned to their offices, or whether there are still employees working from home and how many are still working from home?

If there are employees working from home, why is this the case?

To what extent, if any, have Unions influenced policies regarding employees returning to their normal workplace in the City?'

REPLY

1. In the context of the current pandemic we implemented a suite of measures designed to respond to a constantly evolving corporate and public safety environment, while at the same time ensuring consistent delivery of City of Adelaide (CoA) services and infrastructure projects.
2. One mechanism implemented was to direct our personnel to work from home where possible, in response to advice and direction (in the case of state lockdowns) issued by the State Emergency Coordinator. Council are kept informed of staffing arrangements during these periods via CEO Briefings and/or regular updates from our Council Incident Management Team.
3. While work-from-home arrangements were already a feature of the modern employment environment before the pandemic, based on best available advice the CoA broadened the measure to enable us to maintain our productivity while helping to keep staff and the broader community safe during the pandemic.
4. It is confirmed since the state lockdown direction in July 2021 that all City of Adelaide employees have returned to their pre-direction work arrangements.
5. The CoA has a Flexible Work Arrangements operating guideline and as an employer acknowledges the benefits that can be obtained through flexible work arrangements that provide employees with the opportunity to balance their personal commitments whilst also ensuring the continuing provision of high levels of service which support the goals and objectives of Council.
6. The CoA Flexible Work Arrangements guideline includes principles for considering whether flexible work arrangements are appropriate for our employees, and the process for approving such arrangements. Any assessment of a flexible working arrangement must take into consideration that we are ambassadors for the City and have a leadership role to play in supporting the City and promoting its vibrancy.

7. Unions have not influenced the return to the office or our normal flexible work arrangements for our people.
8. The Chief Executive Officer regularly monitors and receives advice about changing circumstances in the public health landscape, and where a change in strategy is deemed appropriate or necessary, will inform the Council and provide the necessary advice about decisions made.
9. Decisions in relation to this matter are made by the CEO in accordance the responsibilities and authority provided under section 103 of the *Local Government Act 1999*.

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