

Local Government Association Membership

ITEM 17.1 09/11/2021
Council

Council Member
Councillor Moran

2018/04054
Public

Contact Officer:
Amanda McIlroy, Chief
Operating Officer

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:

Cease membership of the Local Government Association.’

ADMINISTRATION COMMENT

Council, at its 14 September 2021 meeting considered this Motion on Notice by Cr Moran regarding membership of the Local Government Association. Consideration of the matter was deferred as follows:

“25. Item 17.1 - Councillor Moran – Motion on Notice – Local Government Association Membership [2018/04054] [C]

*Moved by Councillor Moran,
Seconded by Councillor Hyde –*

*That Council:
Cease membership of the Local Government Association.*

Discussion ensued

*Amendment –
Moved by Councillor Martin,
Seconded by Councillor Snape –*

That the motion be amended to read as follows: ‘That the matter be deferred to a future Council meeting.’

Discussion ensued

The amendment was then put and carried”

During discussion of the matter, Cr Hyde sought clarification on the advice provided in the Administration comment to the Motion on Notice, and the following matters were identified as CEO undertakings to be provided to Members via e-news:

Question: Does the saving figure quoted in the administration comment regarding membership of the LGA Workers Compensation Scheme membership, estimated at \$890,804, for the 2017/18 year represent saving for one year or is it cumulative over a longer period?

Response: a) The figure represents the savings for the one year and reflects cost comparisons with being self-insured for workers compensation or being a registered employer with Return to Work SA's scheme, plus additional services and support provided by the scheme.

b) It should also be noted that the City of Adelaide, like other Councils, receives monies from the Scheme in the form of a refund called a "special distribution" based on Council performance for the preceding 12 months. Refunds received for the previous three years are as follows;

2020 - \$118,628

2019 - \$119,194

2018 - \$246,526

Question: What are costs of membership for the Mutual Liability Scheme and the Workers Compensation Scheme?

Response: The costs for City of Adelaide membership for the schemes is contained in the table provided.

	Mutual Liability Scheme (ex. GST)	LGA Workers Compensation Scheme (ex. GST)
2019-2020	849,813.00	1,679,962.00
2020-2021	875,307.00	1,731,787.00
2021-2022	919,072.00	1,600,253.00

The Administration comment provided when this motion was listed on the agenda for the Council meeting on 14 September 2021, is provided below:

1. Further to a resolution of Council on 22 May 2018, requesting advice from administration on the value the City of Adelaide (CoA) derives from its membership with the Local Government Association of South Australia (LGA), a report was provided to Council on 24 July 2018. The report can be viewed at [Link 1 view here](#).
2. The membership fees paid by the CoA since 2017/18 are as follows:
 - i. 2017/2018 – 91,764.00 + GST
 - ii. 2018/2019 – 88,692.00 + GST
 - iii. 2019/2020 – 85,277.00 + GST
 - iv. 2020/2021 – 84,852.00 + GST
 - v. 2021/2022 – Not paid (yet to receive invoice)
3. The advice contained in the 24 July 2018 report remains relevant today, reflecting that the financial benefits that the CoA continues to receive from its LGA membership far exceeds the cost of the membership fees.
4. For example, savings for the CoA through the LGA Workers Compensation Scheme membership alone is estimated at \$890,804 when compared to costs involved with self insurance or being a registered employer with Return to Work SA's scheme.
5. It is also relevant to note that the Local Government sector has commenced a process for implementing a suite of legislative local government reforms since 1999. The CoA is a participant in the LGA's LG Equip Program which is assisting to identify and implement necessary changes to our frameworks, so that the CoA is compliant with the legislative requirements.

6. The CoA does not currently have the resources to calibrate each of the changes and to develop appropriate policies and processes so that we are compliant as new reforms commence. Resourcing this project alone would exceed our annual LGA membership fees for the current financial year, however, using the critical capacity of the LGA and the contributions made by other councils makes the LG Equip Program cost effective for the CoA.
7. If this motion is carried, discussions will commence with the LGA on the process for withdrawing membership and provide a report to Council on the process, the implications, and timelines for withdrawal.

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)	Legal advice will have to be sought to determine Council's obligations in relation to current membership and the process for withdrawal from the LGA, and the schemes that the City of Adelaide accesses as a consequence of its membership, including the implications for ensuring the City of Adelaide is adequately covered for insurance and workers compensation purposes during any transition and post withdrawal.
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	The staff time required for the necessary research, discussions with the LGA, legal advisers, and the subsequent preparation of advice in preparing a report for informing Council about the process, the implications, and timelines for withdrawal is not known at this point.
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 -

Service Cut Report

ITEM 17.6 09/11/2021
Council

Council Member
Councillor Martin

Public

Contact Officer:
Amanda McIlroy, Chief
Operating 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:

Notes the Administration has demonstrably axed the former regular roster of night time parking inspectors Sunday to Thursday, abolished the position of North Adelaide Community Centre Co-ordinator and reduced the frequency cleaning in some public locations and requests it provide to the January meeting of Council for the financial year 20/21:

1. A report detailing any and all other areas of the Council's operations where there has been a withdrawal of a service/s or a reduction in the days or hours devoted to the delivery of such services.
2. The number and nature, if any, of complaints about delays in the provision of Council services, including but not limited to answering telephones to the provision of planning services.
3. The number and nature, if any, of services, whether previously involving staff or not, that have now been contracted to other parties, including services to business.
4. The nature and value of a reduction in purchasing associated with the provision of services including, but not limited not to, London Road activities, libraries and nursery purchases.
5. The full year savings to the Operations Budget any withdrawal of a service/s or a reduction in the days or hours devoted to the delivery of such services.'

ADMINISTRATION COMMENT

1. Council has previously received comprehensive reports on the exercise undertaken in 2020/2021 to review our services, stabilise our financial position, identify cost savings, work more efficiently, and deliver value for money for our ratepayers.
2. The challenge set by Council, to achieve \$20m in permanent operating savings, required an ongoing reduction in labour costs. However, this did not result in service withdrawals. While they may have been amendments to the hours or persons involved in service delivery, all services have been maintained.
3. Savings of \$20m for 2020/21 were included in the end of year result reported to Council on 12 October 2021. This included labour savings of \$13.8m (a reduction of 6% in FTE) with \$6.2m of savings achieved outside of labour primarily in contractors and professional services. These cost savings were made without service withdrawals.

4. Should this motion be carried a report addressing these items can be prepared and provided in the January meeting of 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
Staff time in preparing the workshop / report requested in the motion	It is estimated approximately 2 days of FTE would be required to collate the information requested.
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 -

Riverbank Precinct Code Amendment – Draft Submission - Revocation

ITEM 17.10 09/11/2021
Council

Council Member
Councillor Khera

2021/01236
Public

Contact Officer:
Tom McCready, Acting Director
City Shaping

MOTION ON NOTICE

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

‘That **part 6 of the decision of** Council on **26/10/2021** in relation to Riverbank Precinct Code Amendment – Draft Submission, namely:

6. Endorses Attachment B (City of Adelaide Submission to State Government Riverbank Precinct Code Amendment) to Item 4.1 on the Agenda for the Special meeting of the Council held on 26 October 2021, except for 9.2 where after the first paragraph all is deleted and a second paragraph added reading the “City of Adelaide does not support the proposed arena or any other built form proposed for that zone”.

be revoked.’

Contingent upon **part 6 of the decision of** decision of the Council **26/10/2021** being revoked, I Councillor Khera, having complied with the Regulations will then move:

‘That Council:

1. Approves a new paragraph 6 being inserted to replace the rescinded paragraph, as follows:
 6. *Endorses Attachment B (City of Adelaide Submission to State Government Riverbank Precinct Code Amendment) to Item 4.1 on the Agenda for the Special meeting of the Council held on 26 October 2021, as per the original recommendation reflecting the Adelaide Park Lands Authority’s advice.*
2. Commends SA Health for their reworking of the plans and designs of the nWCH and confirms its willingness to continue working with the State Government on the ensuring realignment of the current proposed Health Sub Zone.
3. Notes that, per section 4(1)(f) of the *Adelaide Park Lands Act 2005*, the Adelaide City Council “should actively seek to cooperate and collaborate” with the State Government.
4. Reaffirms its opposition the Riverbank Planning Code Amendment, particularly the proposed Entertainment Sub Zone that would allow excessive built form and a range of land uses along the Riverbank and Innovation Sub Zone that would allow built form over a Kaurna burial site.
5. Reaffirms its adherence to the principle of “no net loss” of the Adelaide Park Lands in response to development or built form or other forms of alienation proposed.
6. Requests the Lord Mayor write to the Premier:
 - a) informing of this decision of Council;
 - b) confirming Council’s in principle support for a Riverbank Arena; and
 - c) encouraging the State Government to form a working group with the City of Adelaide to inform further design and planning of the Arena, acknowledging the City of Adelaide’s custodial role of the Adelaide Park Lands and in particular emphasising the following statutory principles within the *Adelaide Park Lands Act 2005* which highlight that this role includes enhancement:
 - 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 [4(1)(b)];

- 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 [4(1)(c)];
7. 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 [4(1)(g)].

ADMINISTRATION COMMENT

1. If the motion is carried:
- 1.1. The adopted Council submission on the Riverbank Precinct Code Amendment will revert to the full Attachment B as presented in Item 4.1 on the Agenda of the Special Meeting of Council on 26 October 2021.
 - 1.2. Council's submission to the Riverbank Precinct Code Amendment will be re-submitted to the Attorney General's Department – Planning and Land Use Services requesting that Council's previous submission be withdrawn. This will be submitted as a late submission as the closing date for submissions was 27 October 2021.
 - 1.3. The Lord Mayor as per the intention of this motion will write to the Premier advising the State Government of the resolution of 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
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 -