



THE COMMITTEE MINUTES

for the meeting

Tuesday 18 June 2019

in the Colonel Light Room,
Adelaide Town Hall



Present - The Right Honourable the Lord Mayor [Sandy Verschoor];
Councillor Martin (Chair)
Councillors Abiad (Deputy Lord Mayor), Abrahamzadeh, Couros, Hou, Hyde, Knoll
Moran (Deputy Chair) and Simms.

Acknowledgement of Country

At the opening of the Committee Meeting, the Chair stated:

'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.'

Apologies and Leave of Absence

Apologies – Councillors Donovan and Khera.

Confirmation of Minutes - 4/6/2019

That the Minutes of the meeting of The Committee held on 4 June 2019, be taken as read and be confirmed as an accurate record of proceedings.

Items for Consideration and Recommendation to Council

1. Item 4.1 - Unowned and Semi Owned Cat Management [2009/00929] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Notes that a city-wide unowned and semi-owned cat colony audit has been undertaken and one colony has been located.
2. Notes the discussion paper, Attachment A to Item 4.1 on the Agenda for the meeting of The Committee held on 18 June 2019 and actions listed in the paper for implementation through existing Council service delivery and the 2019-2024 Dog and Cat Management Plan.

2. Item 4.2 - Sustainability Incentives Scheme Review [2017/00505] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Approves the changes to the Sustainability Incentives Scheme (SIS) as outlined in Attachment A to Item 4.2 on the Agenda for the meeting of The Committee held on 18 June 2019, to be effective from 1 July 2019.
2. Approves the allocation of up to \$200,000 to the revised SIS from the annual Climate Change Action Initiatives Fund (CCAIF), subject to the endorsement of the CCAIF as part of the Council's 2019/20 Integrated Business Plan process.
3. Approves the amended SIS objectives as shown in Table 1 in section 13 of Item 4.2 on the Agenda for the meeting of The Committee held on 18 June 2019, to be effective from 1 July 2019.
4. Approves the amended SIS eligibility as shown in Table 2 in section 14 of Item 4.2 on the Agenda for the meeting of The Committee held on 18 June 2019, to be effective from 1 July 2019.

3. Item 4.4 - 2019/20 Events and Festivals Sponsorship Program Funding Recommendations [2019/00488] [TC]

The Lord Mayor disclosed an actual conflict of interest in Item 4.4 [2019/20 Events and Festivals Sponsorship Program Funding Recommendations], pursuant to Sections 75 & 75A of *the Local Government Act 1999* (SA), on the basis that she is on the Adelaide Festival Corporation and the Adelaide Festival Centre Trust and advised the meeting of her intention to remain in the Colonel Light Room, participate in the debate but as a result of the actual conflict not participate in the vote.

Councillor Couros disclosed an actual conflict of interest in Item 4.4 [2019/20 Events and Festivals Sponsorship Program Funding Recommendations], pursuant to Sections 75 & 75A of *the Local Government Act 1999* (SA), on the basis that she is on the Adelaide Horse Trials Management Inc Board and advised the meeting of her intention to remain in the Colonel Light Room, participate in the debate but as a result of the actual conflict not participate in the vote on paragraph 2.

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Approves the following funding recommendations:
 - 1.1 Adelaide Fringe Inc – 2020, 2021, 2022 Adelaide Fringe: \$280,000 in 2019/20, \$280,000 as a pre-commitment from the 2020/21 sponsorship budget and \$280,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 1.2 WOMADelaide Foundation – 2020, 2021, 2022 WOMADelaide: \$75,000 in 2019/20, \$75,000 as a pre-commitment from the 2020/21 sponsorship budget and \$75,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 1.3 Art Gallery of South Australia – 2020 Adelaide Biennial of Australian Art: \$30,000 in 2019/20.
 - 1.4 Feast Festival Incorporated – 2019, 2020, 2021 Feast Festival: \$45,000 in 2019/20, \$45,000 as a pre-commitment from the 2020/21 sponsorship budget and \$45,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 1.5 South Australian Tourism Commission - 2020, 2021 Superloop Adelaide 500: \$50,000 in 2019/20 and \$50,000 as a pre-commitment from the 2020/21 sponsorship budget conditional on: 1) Re-engaging the Hutt Street Precinct Group to discuss ways to resurrect the Hutt Street Party and 2) Working with us to review current practices to identify and implement new environmentally sustainable event practices aligned with Council's Sustainable Event Guidelines.
 - 1.6 Tennis Australia – 2020, 2021, 2022 Adelaide International: \$80,000 in 2019/20, \$80,000 as a pre-commitment from the 2020/21 sponsorship budget and \$80,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 1.7 SA Living Artists Incorporated – 2019, 2020, 2021 SALA Festival: \$55,000 in 2019/20, \$55,000 as a pre-commitment from the 2020/21 sponsorship budget and \$55,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 1.8 South Australian Tourism Commission – 2020, 2021, 2022 Santos Tour Down Under: \$180,000 in 2019/20 conditional on the City of Adelaide retaining naming rights to the Tour Village and the staging the Down Under Classic in the CBD, \$215,000 as a pre-commitment from the 2020/21 sponsorship budget conditional on the City of Adelaide retaining naming rights to the Tour Village, the staging the Down Under Classic in the CBD as well as the presentation of additional activity in the city and \$215,000 as a pre-commitment from the 2021/22 sponsorship budget conditional on the City of Adelaide retaining naming rights to the Tour Village, the staging the Down Under Classic in the CBD as well as the presentation of additional activity in the city.
 - 1.9 UniSport Australia Limited – 2019 17th Australian Masters Games: \$65,000 in 2019/20.
 - 1.10 South Australian Tourism Commission – 2020, 2021, 2022 Tasting Australia: \$30,000 in 2019/20, \$30,000 as a pre-commitment from the 2020/21 sponsorship budget and \$30,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 1.11 South Australian Tourism Commission – 2019, 2020, 2021 National Pharmacies Christmas Pageant: \$75,000 in 2019/20, \$75,000 as a pre-commitment from the 2020/21 sponsorship budget and \$75,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 1.12 Sporting Car Club of SA Inc – 2019 Adelaide Motorsport Festival: in-principal support of \$50,000 in 2019/20 subject to the submission of a revised, satisfactory sponsorship application form and event budget to reflect the recent change in circumstances by 30 August 2019.

- 1.13 The organisation to manage and organise the event – 2020, 2021, 2022 Adelaide Food Fringe: \$62,000 in 2019/20 conditional on the applicant registering a not-for-profit incorporated association or other eligible organisation type, in principle support of \$62,000 as a pre-commitment from the 2020/21 sponsorship budget and in principal support of \$62,000 as a pre-commitment from the 2021/22 sponsorship budget subject to successful delivery of the first event, compliance with Sponsorship Agreement terms and conditions as well as and producing evidence of other funds secured by 1 July 2020 to ensure viability of the 2021 and 2022 events.
 - 1.14 Carols by Candlelight SA Inc – 2019, 2020, 2021 Carols by Candlelight: \$50,000 in 2019/20, \$50,000 as a pre-commitment from the 2020/21 sponsorship budget and \$50,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 1.15 South Australian Tourism Commission – 2019 Bridgestone World Solar Challenge: \$35,000 in 2019/20.
 - 1.16 Glendi Greek Festival Inc – 2019 Glendi Greek Festival: \$20,000 in 2019/20.
 - 1.17 Team AvCon Inc – 2019, 2020, 2021 AvCon Anime and Video Games Festival: \$15,000 in 2019/20, \$15,000 as a pre-commitment from the 2020/21 sponsorship budget and \$15,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 1.18 Chinatown Adelaide of South Australia Inc – 2020 Lunar New Year Street Party: \$15,000 in 2019/20.
2. Approves the following funding recommendation:
 - 2.1 Adelaide Horse Trials Management Inc – 2019, 2020, 2021 Mitsubishi Motors Australian International Three-Day Event: \$55,000 in 2019/20, \$55,000 as a pre-commitment from the 2020/21 sponsorship budget and \$55,000 as a pre-commitment from the 2021/22 sponsorship budget.
 3. Approves the following funding recommendations:
 - 3.1 Adelaide Festival Corporation – 2020, 2021, 2022 Adelaide Festival: \$320,000 in 2019/20, \$320,000 as a pre-commitment from the 2020/21 sponsorship budget and \$320,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 3.2 Adelaide Festival Centre Trust – 2019, 2020, 2021 OzAsia Festival: \$65,000 in 2019/20, \$65,000 as a pre-commitment from the 2020/21 sponsorship budget and \$65,000 as a pre-commitment from the 2021/22 sponsorship budget.
 - 3.3 Adelaide Film Festival – 2020 Adelaide Film Festival: \$40,000 as a pre-commitment from the 2020/21 sponsorship budget.
 - 3.4 Adelaide Festival Centre Trust – 2020 Adelaide French Festival: \$20,000 in 2019/20.
 - 3.5 Adelaide Festival Centre Trust – 2020, 2021, 2022 Adelaide Cabaret Festival: \$40,000 in 2019/20, \$40,000 as a pre-commitment from the 2020/21 sponsorship budget and \$40,000 as a pre-commitment from the 2021/22 sponsorship budget.
 4. Delegates to the Chief Executive Officer the authority to assess any significant change to the proposed activity for any event/festival and make variations to the funding commitments and/or conditions in the recommendations above or honour the commitments made if the change is deemed to continue to meet Council's Sponsorship Program objectives.

During the discussion, Councillor Moran left the Colonel Light Room at 6.11pm and re-entered at 6.15pm.

4. Item 4.5 - Annual Review of Delegations [2019/00196] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Notes the annual review of the Council's Delegations Register has been conducted in accordance with Section 44(6) of the *Local Government Act 1999* and Council's Application of Delegations Policy;
2. Hereby revokes all previous delegations to the Chief Executive Officer, Council Assessment Panel, Adelaide Central Market Authority, and Rundle Mall Management Authority;
3. In exercise of the power contained in Section 44 of the *Local Government Act 1999* hereby delegates, from 25 June 2019, to the person occupying the office of Chief Executive Officer, the powers and functions under the following Acts and specified in the proposed Instrument of Delegation contained in Attachment A to Item 4.5 on the Agenda for the meeting of The Committee held on 18 June 2019, subject to the conditions and/or limitations contained in the proposed Instrument of Delegation:

- 3.1. *Local Government Act 1999*
- 3.2. *City of Adelaide Act 1998*
- 3.3. *Expiation of Offences Act 1996*
- 3.4. *Fines Enforcement and Debt Recovery Act 2017*
- 3.5. *Road Traffic Act 1961, the Road Traffic (Miscellaneous) Regulations 2014, and the Road Traffic (Road Rules – Ancillary and Miscellaneous Provisions) Regulations 2014*
- 3.6. *South Australian Public Health Act 2011, the South Australian Public Health (General) Regulations 2013, South Australian Public Health (Fees) Regulations 2018, and the South Australian Public Health (Legionella) Regulations 2013*
- 3.7. *Liquor Licensing Act 1997*
- 3.8. *Dog and Cat Management Act 1995*
- 3.9. *Local Nuisance and Litter Control Act 2016 and Local Nuisance and litter Control Regulations 2017*
- 3.10. *Freedom of Information Act 1991 and the Freedom of Information (Fees and Charges) Regulations 2003*
- 3.11. *Summary Procedures Act 1921*
- 3.12. *Private Parking Areas Act 1986*
- 3.13. *Roads (Opening and Closing) Act 1991*
- 3.14. *Heavy Vehicle National Law (South Australia) Act 2013*
- 3.15. *Land and Business (Sale and Conveyancing) Act 1994*
- 3.16. *Housing Improvement Act 1940*
- 3.17. *Fences Act 1975*
- 3.18. *Strata Titles Act 1988*
- 3.19. *Community Titles Act 1996*
- 3.20. *Real Property Act 1886*
- 3.21. *Environment Protection Act 1993 and the Environment Protection (Waste to Resources) Policy 2010*
- 3.22. *Natural Resources Management Act 2004 and the Natural Resources Management (General) Regulations 2005*
- 3.23. *Work Health and Safety Act 2012*
- 3.24. *Fire and Emergency Services Act 2005 and Fire and Emergency Services Regulations 2005*
- 3.25. *Retail and Commercial Leases Act 1995*
- 3.26. *Electronic Conveyancing National Law (South Australia) Act 2013*
- 3.27. *Unclaimed Goods Act 1987*
- 3.28. *Gas Act 1997*
- 3.29. *Electricity Act 1996*
- 3.30. *Water Industry Act 2012 and Water Industry Regulations 2012*
4. Provides that such powers and functions delegated under paragraph (3) of the recommendation may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the *Local Government Act 1999* as the Chief Executive Officer sees fit, unless otherwise indicated in the proposed Instrument of Delegation;
5. In exercise of the power contained in Section 20 and Section 34(23) of the *Development Act 1993*, hereby delegates, from 25 June 2019, to the person occupying the office of Chief Executive Officer, the powers and functions under the *Development Act 1993, the Development (Development Plans) Amendment Act 2006, the Development Regulations 2008, and the Adelaide (City) Development Plan* contained in the proposed Instrument of Delegation contained within Attachment A to Item 4.5 on the Agenda for the meeting of The Committee held on 18 June 2019, subject to the conditions and/or limitations contained in the proposed Instrument of Delegation;
6. Provides that such powers and functions delegated under paragraph (5) of the recommendation may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated in the proposed Instrument of Delegation;

7. In exercise of the power contained in Section 9 of the *Supported Residential Facilities Act 1992*, hereby delegates, from 25 June 2019, to the person occupying the office of Chief Executive Officer, the powers and functions under the *Supported Residential Facilities Act 1992 and the Supported Residential Facilities Regulations 1994* contained in the proposed Instrument of Delegation contained within Attachment A to Item 4.5 on the Agenda for the meeting of The Committee held on 18 June 2019, subject to the conditions and/or limitations contained in the proposed Instrument of Delegation;
 8. Provides that such powers and functions delegated under paragraph (7) of the recommendation may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated in the proposed Instrument of Delegation;
 9. In exercise of the powers contained in Section 91 of the *Food Act 2001*, hereby delegates, from 25 June 2019, to the person occupying the office of Chief Executive Officer (“the head of the enforcement agency” for the purposes of the *Food Act 2001*), the powers and functions under the *Food Act 2001* contained in the proposed Instrument of Delegation contained within Attachment A to Item 4.5 on the Agenda for the meeting of The Committee held on 18 June 2019, subject to the conditions and/or limitations contained in the proposed Instrument of Delegation;
 10. Provides that such powers and functions delegated under paragraph (9) of the recommendation may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated in the proposed Instrument of Delegation;
 11. In exercise of the power contained in Section 100 of the *Planning, Development and Infrastructure Act 2016* hereby delegates, from 25 June 2019, to the person occupying the office of Chief Executive Officer, the powers and functions under the *Planning, Development and Infrastructure Act 2016* and specified in the proposed Instrument of Delegation contained in Attachment A to Item 4.5 on the Agenda for the meeting of The Committee held on 18 June 2019, subject to the conditions and/or limitations contained in the proposed Instrument of Delegation;
 12. Provides that such powers and functions delegated under paragraph (11) of the recommendation may be further delegated by the Chief Executive Officer as the Chief Executive Officer sees fit and in accordance with the relevant legislation unless otherwise indicated in the proposed Instrument of Delegation;
 13. In exercise of the powers contained in Section 20 and 34(23) of the *Development Act 1993* hereby delegates, from 25 June 2019, to the Council Assessment Panel, the powers and functions under the *Development Act 1993 and the Development Regulations 2008* contained in Attachment B to Item 4.5 on the Agenda for the meeting of The Committee held on 18 June 2019, subject to any conditions and/or limitations contained in the proposed Instrument of Delegation;
 14. In exercise of the power contained in Section 44 of the *Local Government Act 1999* hereby delegates, from 25 June 2019, to the Adelaide Central Market Authority, the powers and functions under the *Local Government Act 1999* and specified in the proposed Instrument of Delegation contained in Attachment C to Item 4.5 on the Agenda for the meeting of The Committee held on 18 June 2019, subject to the conditions and/or limitations contained in the proposed Instrument of Delegation;
 15. In exercise of the power contained in Section 44 of the *Local Government Act 1999* hereby delegates, from 25 June 2019, to the Rundle Mall Management Authority, the powers and functions under the *Local Government Act 1999* and the *City of Adelaide Act 1998*, and specified in the proposed Instrument of Delegation contained in Attachment D to Item 4.5 on the Agenda for the meeting of The Committee held on 18 June 2019, subject to the conditions and/or limitations contained in the proposed Instrument of Delegation; and
 16. In exercise of the powers contained in the Instrument of General Approval and Delegation to Council dated 22 August 2013 from the Minister for Transport and Infrastructure (the ‘General Approval’) hereby delegates and authorises, from 25 June 2019, the person(s) and Officers specified in the proposed Instrument of Delegation and Authorisation contained within Attachment E to Item 4.5 on the Agenda for the meeting of The Committee held on 18 June 2019, the powers and functions contained in the proposed Instrument of Delegation and Authorisation, under the General Approval.
5. Item 4.6 - 2019-20 Integrated Business Plan - Review of General Operations Fees & Charges [2018/03947] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Adopts the schedule of Fees and Charges set by Council for the 2019-20 Integrated Business Plan as included in Attachment A to Item 4.6 on the Agenda for the meeting of The Committee held on 18 June 2019.

2. Notes the schedule of Fees and Charges set under delegation by Council for the 2019-20 Integrated Business Plan as included in Attachment B to Item 4.6 on the Agenda for the meeting of The Committee held on 18 June 2019.
3. Notes the amendments to the Draft Fees and Charges set under delegation, as per Attachment C to Item 4.6 on the Agenda for the meeting of The Committee held on 18 June 2019.
4. Adopts the schedule of Fees and Charges set by Council for Rundle Mall Management Authority for the 2019-20 Integrated Business Plan as included in Attachment D to Item 4.6 on the Agenda for the meeting of The Committee held on 18 June 2019.
5. Notes Statutory Fees and Charges set by the State Government will be included in the Fees and Charges Schedule available for public inspection in July 2019, subsequent to gazettal by the State Government.

During the discussion, Councillor Hyde entered the Colonel Light Room at 6.26pm.

6. Item 4.7 - Rundle Mall Management Authority 2019-20 Business Plan and Budget [2018/03947] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Approves the Rundle Mall Management Authority 2019-20 Business Plan as included in Attachment A to Item 4.7 on the Agenda for the meeting of The Committee held on 18 June 2019.
2. Approves the Rundle Mall Management Authority 2019-20 Budget as included in Attachment B to Item 4.7 on the Agenda for the meeting of The Committee held on 18 June 2019.

7. Item 4.8 - Adelaide Central Market Authority 2019-20 Business Plan and Budget [2018/03947] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Approves the Adelaide Central Market Authority 2019-20 Business Plan included in Attachment A to Item 4.8 on the Agenda for the meeting of The Committee held on 18 June 2019;
2. Approves the Adelaide Central Market Authority 2019-20 Budget included in Attachment B to Item 4.8 on the Agenda for the meeting of The Committee held on 18 June 2019;
3. Approves borrowings of \$3.3 million to the Adelaide Central Market Authority 2019-20 Budget for capital works as detailed in Attachment B to Item 4.8 on the Agenda for the meeting of The Committee held on 18 June 2019.

8. Item 4.9 - Adoption of the 2019-20 Integrated Business Plan [2018/03947] [TC]

Councillor Abiad (Deputy Lord Mayor) disclosed an actual conflict of interest in Item 4.9 [Adoption of the 2019-20 Integrated Business Plan], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), on the basis that he is a member of the Australia Day Council of SA and advised the meeting of his intention to remain in the Colonel Light Room, participate in the debate but as a result of the actual conflict not participate in the vote on the budget item relating to funding for the Australia Day in the City Strategic Project (\$175k).

The Lord Mayor disclosed an actual conflict of interest in Item 4.9 [Adoption of the 2019-20 Integrated Business Plan], pursuant to Sections 75 & 75A of the Local Government Act 1999 (SA), on the basis that she is a member of the Adelaide Film Festival Board and advised the meeting of her intention to remain in the Colonel Light Room, participate in the debate but as a result of the actual conflict not participate in the vote on the budget item relating to funding for the Adelaide Film Festival (\$40k incorporated into the \$1.941m for festivals and events).

THAT THE COMMITTEE RECOMMENDS TO COUNCIL:

That Council:

1. Notes the revisions made to the final 2019-20 Integrated Business Plan outlined in the discussion section of this report and contained in Attachment A to Item 4.9 on the Agenda for the meeting of The Committee held on 18 June 2019;
2. Approves the proposed administration adjustments:
 - 2.1. (\$5.0m) timing adjustment on grant income due to the earlier receipt of a grant from the South Australian Government in 2018-19 rather than 2019-20.
 - 2.2. \$0.2m increase in forecast rate income following the finalisation of the valuations.

- 2.3. (\$0.2m) increase in operational expenditure due to a change in market conditions regarding the processing of recyclables.
3. Notes the adjustment of (\$0.015m) allocated to research and document the history of the Albert Bell Tower as approved at the meeting of Council on 11 June 2019.
4. In exercise of the powers contained in Chapter 8, 9 and 10, pursuant to Section 123 of the *Local Government Act 1999 (SA)* (the Act) and in respect of the financial year ending 30 June 2020:
 - 4.1. Adopts the 2019-20 Integrated Business Plan as indicated in Attachment A to Item 4.9 on the Agenda for the meeting of The Committee held on 18 June 2019 having considered all submissions made during the public consultation period.
 - 4.2. Adopts the Budget for the year ending 30 June 2020 included in pages 49 to 61 of Attachment A to Item 4.9 on the Agenda for the meeting of The Committee held on 18 June 2019 comprising all financial statements and other information as required by the *Local Government (Financial Management) Regulations 2011*.
 - 4.3. Resolves to borrow the funding requirement of \$2.0m for the 2019-20 Budget, including project retiming from 2018-19.
 - 4.4. Adopts the Long Term Financial Plan as set out on page 49 of Attachment A to Item 4.9 on the Agenda for the meeting of The Committee held on 18 June 2019.
 - 4.5. Authorises the Chief Executive Officer to make any necessary changes to the final 2019-20 Integrated Business Plan document arising from this meeting, together with any editorial amendments and finalisation of the document's formatting and graphic design.

9. Item 4.10 - Adoption of Valuations 2019-20 [2018/03947] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Adopts the valuations for 2019-20, that have been prepared based on Annual Value, pursuant to Section 167 (2) of the *Local Government Act 1999 (SA)*. The Annual Value comprised with the Assessment Record amount to a total of \$1,129,441,320 of which \$889,122,110 represents the total value of the rateable land, prepared for and provided by the Valuer-General of South Australia, as applying to the land within the area of the Corporation of the City of Adelaide for rating purposes.

10. Item 4.11 - Declaration of Rates 2019-20 [2019/00224] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Notes the general principles of rating outlined in Section 150 of the *Local Government Act 1999 (SA)*, and the requirements of Section 153 (2) of the *Local Government Act 1999 (SA)* regarding consideration of issues of consistency and equity across Council areas.
2. In order to raise the amount of \$108.6m, determines that in exercising the powers contained in Section 153 (1) (b) of the *Local Government Act 1999 (SA)*, it is appropriate pursuant to Section 156 (1) (a) of the *Local Government Act 1999 (SA)* to declare Differential General Rates in the area of Council according to land use and in accordance with Regulation 14 of the *Local Government (General) Regulations 2013 (SA)*, as follows:
 - 2.1. 0.1149 in the dollar for all rateable land with a residential land use within the City of Adelaide for the financial year ending 30 June 2020.
 - 2.2. 0.1408 in the dollar for all other rateable land uses within the City of Adelaide for the financial year ending 30 June 2020.
3. Declares, pursuant to Section 154 of the *Local Government Act 1999 (SA)*, a Separate Rate in the dollar of 0.00209 on rateable land uses within the City of Adelaide, which falls within the Adelaide and Mount Lofty Ranges Natural Resource Management Board region, in accordance with the requirements of Section 95 of the *Natural Resource Management Act 2004 (SA)*.
4. Resolves, pursuant to Section 153(3) of the *Local Government Act 1999 (SA)*, not to fix a maximum increase in the general rate on rateable land that constitute the residence of a principal ratepayer, given the rate relief to be provided under Section 166 through a 'Special Discretionary Rate Rebate' in resolution 5.

5. Resolves, pursuant to Section 166 (1) (l) (ii) of the *Local Government Act 1999 (SA)*, to provide a 'Special Discretionary Rate Rebate' in 2019-20 to all land uses to ensure any increase in general rates payable for comparable properties is no more than 10.0%.
6. Notes that the 'Special Discretionary Rate Rebate' will not be applicable to properties where the valuation has increased because of a new development, addition or alteration.
7. Resolves, pursuant to Section 182 (4) of the *Local Government Act 1999 (SA)*, a pensioner ratepayer who owns their own home and satisfies the eligibility criteria, will receive (on application) a Council-funded Pensioner Remission of rates to the value of \$100 in 2019-20.
8. Resolves, pursuant to Section 182 (4) of the *Local Government Act 1999 (SA)*, a self-funded retiree ratepayer who owns their own home and satisfies the eligibility criteria, will receive (on application) a Council funded Self-Funded Retiree Remission of rates to the value of \$50 in 2019-20.
9. Resolves, pursuant to Section 182 (4) of the *Local Government Act 1999 (SA)*, a ratepayer who has satisfied the eligibility criteria and currently receives a State Government funded Hardship Benefit, will also receive (on application) a Council-funded Hardship Remission of rates to the value of \$100 for the 2019-20 financial year.
10. Resolves, pursuant to the provisions of Section 181 of the *Local Government Act 1999 (SA)*, all rates and charges which have been imposed for the financial year ending 30 June 2020, will fall due in four equal instalments on the following days or if these days fall on a weekend or public holiday on the next business day:
 - 10.1. 1 September 2019,
 - 10.2. 1 December 2019,
 - 10.3. 1 March 2020, and
 - 10.4. 1 June 2020.

11. Item 4.12 - Declaration of Rundle Mall Separate Rate 2019-20 [2019/0024] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Having taken into account the general principles of rating outlined in Section 150 of the *Local Government Act 1999 (SA)* and issues of consistency and comparability across council areas where relevant, declares pursuant to Section 154 (1) and (7) of the *Local Government Act 1999 (SA)*, a Differential Separate Rate in the dollar of 0.03582 (to be known as the 'Rundle Mall Differential Separate Rate') for the period 1 July 2019 to 30 June 2020, on the annual value of all rateable land, except land which has a residential land use that is within the Rundle Mall Precinct.
2. Notes that the Rundle Mall Differential Separate Rate will generate approximately \$3.85m in 2019-20.
3. Notes for this resolution 'Rundle Mall Precinct' shall be that area (Attachment A to Item 4.12 on the Agenda for the meeting of The Committee held on 18 June 2019) bounded by the:
 - 3.1. southern alignment of North Terrace between Pulteney and King William Streets,
 - 3.2. eastern alignment of King William Street between North Terrace and Grenfell Street,
 - 3.3. northern alignment of Grenfell Street between King William and Pulteney Streets,
 - 3.4. western alignment of Pulteney Street between Grenfell Street and North Terrace.
4. Declares the Rundle Mall Differential Separate Rate for the 2019-20 financial year will fall due in four equal instalments on the days noted below, or if these days fall on a weekend or public holiday, on the next business day:
 - 4.1. 1 September 2019,
 - 4.2. 1 December 2019,
 - 4.3. 1 March 2020, and
 - 4.4. 1 June 2020.

- 12.** Item 4.13 - 2019/20 Grant Recommendations – Community Development, Arts and Cultural, Recreation and Sport [2019/00560] [TC]

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Approves the following 2019/20 grant recommendations over \$10,000, Attachment A to Item 4.13 on the Agenda for the meeting of The Committee held on 18 June 2019, pending approval of Council's 2019/20 Integrated Business Plan and Budget, for:
 - 1.1. Community Development
 - 1.1.1. Reclink Australia - \$135,000 over three years
 - 1.1.2. Unity Housing - \$111,000 over three years
 - 1.1.3. ShelterSA - \$27,000 over one year
 - 1.1.4. Catherine House - \$45,000 over one year
 - 1.1.5. Hutt Street Centre - \$50,000 over one year
 - 1.1.6. Adelaide Day Centre – up to \$35,000 per year, over 3 years to be funded from the Quick Response Budget with years 2 and 3 funding contingent on meeting Administration's criteria.
 - 1.2. Recreation and Sport
 - 1.2.1. Tennis South Australia - \$70,000 over one year
 - 1.3. Arts & Culture
 - 1.3.1. Art History and Curatorship Alumni Network, University of Adelaide - \$13,350 over three years
2. Notes those organisations that expressed interest in a Community Development Grant over \$10,000 in 2019/20 that were unsuccessful in progressing to the next stage of the application process as per Attachment B to Item 4.13 on the Agenda for the meeting of The Committee held on 18 June 2019.
3. Notes the 2018/19 grant allocations under \$10,000 as approved under CEO delegation as per Attachment C to Item 4.13 on the Agenda for the meeting of The Committee held on 18 June 2019.

Discussion Forum Item

- 13.** Item 5.1 - Waste Management Services Briefing

Discussion Facilitators:

Klinton Devenish, A/Director Operations, City of Adelaide
Garry Herdegen, Associate Director Public Realm, City of Adelaide

Precis of topic:

Utilising a PowerPoint presentation, Members were provided with an update on the procurement of Waste Management Services currently out to tender and provide information on Motions on Notice relating to waste services.

During the discussion:

- The Lord Mayor left the Colonel Light Room at 7.21pm.
- Councillor Moran left the Colonel Light Room at 7.43pm.

The PowerPoint presentation utilised is attached for reference at the conclusion of the Minutes of this meeting.

Councillor Moran re-entered the Colonel Light Room at 7.44pm.

Exclusion of the Public

- 14.** Item 7.1 - Exclusion of the Public to Consider [2018/04291] [TC]:

For the following Items for Consideration and Recommendation to Council in Confidence:

- 8.1.** Funding Matter [s 90(3) (g)]
- 8.2.** 2019-20 Integrated Business Plan - Review of Commercial Business Fees & Charges [s 90(3) (b) & (d)]

Order to Exclude for Item 8.1:THAT THE COMMITTEE:

1. Having taken into account the relevant consideration contained in s 90(3) (g) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 18/6/2019 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 8.1 [Funding Matter] 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 as in includes commercial information of a confidential nature. Council has been advised by the State Government that the nature of the Funding Deed for the Upgrade of the West Terrace and Currie Street Intersection is commercial in confidence. The Council must not make (or permit a public announcement or media release to be made) about any aspect of the Funding Deed without the written consent of the Minister.

2. Pursuant to s 90(2) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 18/6/2019 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 8.1 [Funding Matter] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (g) of the Act.

Order to Exclude for Item 8.2:THAT THE COMMITTEE:

1. Having taken into account the relevant consideration contained in s 90(3) (b) & (d) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 18/6/2019 resolves that it is necessary and appropriate to act in a meeting closed to the public for the consideration of Item 8.2 [2019-20 Integrated Business Plan - Review of Commercial Business Fees & Charges] listed on the Agenda.

Grounds and Basis

This Item is confidential as in includes commercial information of a confidential nature where confidence consideration is sought to protect the commercial position of the council and the operating position of Council's business entities operating in a competitive market place.

The disclosure of information in this report to competitors in advance may be to Council's commercial detriment.

Public Interest

The Committee 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 to competitors in advance may be to Council's commercial detriment.

2. Pursuant to s 90(2) of the *Local Government Act 1999 (SA)* this meeting of The Committee dated 18/6/2019 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 8.2 [2019-20 Integrated Business Plan - Review of Commercial Business Fees & Charges] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (b) & (d) of the Act.

Members of the public and Corporation staff present not directly involved with Items 8.1 & 8.2 left the Colonel Light Room at 7.45pm.

Confidential Item 8.1

Funding Matter

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

Page 11

Confidential Item 8.2

2019-20 Integrated Business Plan - Review of Commercial Business Fees & Charges

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

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The Colonel Light Room re-opened to the public at 7.48pm.

Confidentiality Orders

Minute 15 - Item 8.1 - Funding Matter [TC]

Confidentiality Order

That in accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 8.1 [Funding Matter] listed on the Agenda for the meeting of The Committee held on 18 June 2019 was received, discussed and considered in confidence pursuant to Section 90(3) (g) of the *Local Government Act 1999 (SA)*, this meeting of The Committee do order that:

1. the resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until December 2020;
2. the Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Minute 16 - Item 8.2 - 2019-20 Integrated Business Plan - Review of Commercial Business Fees & Charges [TC]

Confidentiality Order

That in accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 8.2 [2019-20 Integrated Business Plan - Review of Commercial Business Fees & Charges] listed on the Agenda for the meeting of The Committee held on 18 June 2019 was received, discussed and considered in confidence pursuant to Section 90(3) (b) & (d) of the *Local Government Act 1999 (SA)*, this meeting of The Committee do order that:

1. the resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 1 July 2019;
2. the Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Closure

The meeting closed at 7.48pm.

Councillor Phillip Martin
The Committee Chair

Documents attached:

Minute 13 - Item 5.1 - Waste Management Services Briefing, PowerPoint Presentation

Waste Management Services Briefing

Presentation Purpose:

To provide Elected Members an update on the procurement of Waste Management Services currently out to tender and provide information on Motions on Notice relating to waste services.

PROGRAM: Procurement

AUTHOR: Garry Herdegen| **APPROVING OFFICER:** Tracie Dawber

The Committee Meeting - Minutes - 18 June 2019

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Procurement for Waste Management Services

- As part of the quarterly forward procurement report it was requested that a briefing be provided on the tender process and previous Elected Member Motions on Notice regarding council waste services be provided.
- Council Solutions (CoSol) and the Participating Councils sought authorisation from the Australian Competition and Consumer Commission (“ACCC”) to conduct a collaborative tender process for Waste Management Services.
- CoSol are jointly procuring waste management services for the City of Adelaide, City of Charles Sturt, City of Marion and City of Port Adelaide Enfield (“Participating Councils”).
- The procurement strategy objective includes lower costs and increased service efficiencies for Participating Council’s through improved purchasing power.
- Contract Award will be subject to Council’s approval.

Request for Tender (RFT)

- **RFT1 – COLLECTION**

The collection of domestic waste, recyclables and organics through the utilisation of the 3-Bin System, including the supply and maintenance of mobile garbage bins (MGBs).

- **RFT2 – PROCESSING**

Material processing and/or Disposal (residual waste, comingled recyclables, food & organics); and

- **RFT3 – ANCILLARY SERVICES**

Includes bulk bins, hard waste



- Current contract arrangement expires on 30 June 2019
- Utilising Council's one (1) available right of renewal for 12 months, services will be extended until 30 June 2020.

Service Type	Current Provider	Service Standard	Number of Services	Annual Volume
Kerbside Domestic Waste Collection	Solo Resource Recovery	Weekly Collection	7,273	4200 tonnes
Kerbside Business Waste Collection	Solo Resource Recovery	Weekly Collection	3,611	
Kerbside Domestic Recycle Collection	Solo Resource Recovery	Fortnightly Collection	6,842	1750 Tonnes
Kerbside Business Recycle Collection	Solo Resource Recovery	Fortnightly Collection	3,398	
Kerbside Domestic Organics Collection	Solo Resource Recovery	Fortnightly Collection	1,860	650 Tonnes

- Current contract for domestic waste collection has been extended until 30 June 2020.
- Council is currently negotiating a short term contract for processing of comingled recycling with an aim to align with a new CoSol contract.
- Collection of Food and Green Organics (FOGO) expires on 2 November 2019.
- Utilising Council's one (1) available right of renewal, services will be extended to align with a new CoSol contract.

Service Type	Current Provider	Service Standard	Number of Services	Annual Volume
Domestic Waste	Cleanaway - Transpacific	As collected	Annually	4200 tonnes
Comingled Recycling	NAWMA (Visy from July 2019)	As collected	Annually	1750 tonnes
Green Organics	Jeffries	As collected	Annually	650 tonnes

- Current contracts for Bulk bins collection, disposal or processing, and Hard Waste collection and processing both expire on 30 June 2019.
- Utilising Councils one (1) available right of renewal for 12 months, these services will be extended until 30 June 2020

Service Type	Current Provider	Service Standard	Number of Services	Annual Volume
Hard Waste collection at call	Solo Resource Recovery	At Call (Booked Service)	1891	162 tonnes
660L Bins HD Waste & Recycling Both streams	Solo Resource Recovery	Weekly Collection	221	640 tonnes

- Tender Status: Negotiations are currently being undertaken with the final shortlisted tenderers for RFT1, RFT2 and RFT3.
- The evaluation panel will provide a final recommendation for endorsement and seek approval from each participating Council on award of contract.
- If awarded the services will commence by 1 July 2020.
- All current contracts have been extended to enable all services to commence in line with the 1 July 2020 start date.
- This process enables an uninterrupted continuation of the essential waste services.
- The Waste Management Policy and Strategy will be developed with Council involvement and is not restricted by this process.

Decision ID: 19189

Item 12.4 - Quarterly Forward Procurement Report Q4 2018/19 [2018/03945] [C]

THAT COUNCIL:

1. Receives and notes the report, Attachment A to Item 12.4 on the Agenda for the meeting of Council held on 26 March 2019 and asks the administration to provide a briefing on the precise services it seeks under the tender, together with an opportunity for previously adopted elected member motions related to waste services to be debated.
2. Notes the Chief Executive Officer currently has delegated authority for up to \$4,000,000 under the Procurement Policy, provided the expenditure is within Council approved budget.
3. Notes the Chief Executive has determined from 1 July 2019 that it is appropriate to refer Contract Award of all Contracts where the value of the Contract exceeds \$1,000,000 for Council's approval, except where it is a Council Solutions/Purchasing Co-Operative Contractual arrangement, in which case approval of Contract Award is by the Chief Executive Officer.
4. Notes, going forward, a Forward Procurement Report will be presented to Council every quarter outlining planned procurement activities for the next quarter which meet the following thresholds:
 - 1.1. procurement activities with an estimated spend over \$1,000,000; and
 - 1.2. procurement activities with an estimated spend under \$1,000,000 which have been assessed as a Tier 1 and 2 procurement activity.
5. Notes Council will formally consider financial delegations as part of the review of the Procurement Policy and Operating guidelines later this calendar year.

In response to Decision ID 19189 outlined above, the following motions relate to waste:

YEAR	DECISION ID	TITLE	STATUS	ASSESSMENT OF RELEVANCE TO COSOL
2019	19142	Item 11.11 - Deputy Lord Mayor (Councillor Abiad) – Motion on Notice - Ongoing measures to cut red tape and the cost of doing business in the City of Adelaide [2018/03799] [C]	28/03/2019 Status Change: In Progress	Primarily related to dining permits, not relevant to CoSol arrangements.
	18909	Item 12.2 - By-Law Implementation Report [2018/02876] [C]	14/02/2019 Status Change: Closed	Related to ByLaws - now closed.
	18921	Item 15.3 - Councillor Dr Donovan – Motion on Notice – Waste Management Policy [2009/01488] [C]	9/04/2019 The Waste Policy and Strategy is under development to be brought to Council later this year.	Relates to CoA Waste Policy and Strategy development. Relevant but won't directly impact on CoSol tender in the short term.
	18773	Item 11.2 - The Deputy Lord Mayor (Councillor Verschoor) – Motion on Notice – Compost and Circular Economy Waste Management Outcomes for the Adelaide Central Market [2015/02448] [C]	9/04/2019 A meeting has been organised with ACMA and Green Industries SA to investigate opportunities for compost and circular economy waste management outcomes for the Markets.	Not directly related to CoSol arrangements as it is part of ACMA arrangements.
	18690	Item 11.6 - Councillor Wilkinson - Motion on Notice - Recycling Stations [2014/03496] [C]	19/03/2019 Status Change: Ready To Close	Only relevant to CoSol in relation to kerbside recycling (green and yellow).

2018	18368	Item 12.10 - National General Assembly of Local Government 2018 [2014/04834] [C]	5/06/2018 Status Change: Closed	Relates to Council use of recyclables not directly relevant to CoSol tender outcomes, now closed.
2017	17365	Agenda Item 16.1 – Exclusion of the Public - ORDER TO EXCLUDE FOR ITEM 17.2.4 [C]	N/A	Confidential - Related to initial tender approach and need for ACCC approval.
	17370	Agenda Item 17.2.4 – Council Solutions Waste Project [2014/01642] [C]	7/03/2017 Status Change: Closed	Confidential - Related to initial tender approach and need for ACCC approval.
2016	17330	Agenda Item 28 - Councillor Corbell - Motion on Notice – Rubbish Bins in the Public Realm [C]	12/04/2017 Status Change: Closed	Relates to bins in public realm - not CoSol related, now closed.
	17158	Recommendation 6.2 - Recommendation for Committee Item 8 for Council Consideration – Public Realm Program – Review of Residential Booked At-Call Hard Waste Service [2014/03496] [C]	12/04/2017 Status Change: Closed	Will relate to hard waste provision of the Solo arrangement which will be part of CoSol tender, now closed.
	17172	Recommendation 5.8 - Recommendation for Committee Item 11 for Council Consideration – Sustainability Program – Recycling and Business Waste Management Service Pilot [2014/03496] [C]	20/03/2019 Status Change: Closed	Related to businesses waste pilot in 2016, now closed.
	17155	Recommendation for Committee Item 8 for Council Consideration – Public Realm Program – Review of Residential Booked At-Call Hard Waste Service [2014/03496] [IPS]	9/11/2016 Status Change: Closed	Hard waste pilot, now closed.
	17141	Recommendation for Committee Item 11 for Council Consideration – Sustainability Program – Recycling and Business Waste Management Service Pilot [2014/03496] [SPP]	9/11/2016 Status Change: Closed	Related to businesses waste pilot in 2016, now closed.
	17114	Agenda Item 25 - Exclusion of the Public to Consider Item 29 - Key Emerging Risk and Opportunity [C]	N/A	Relates to commencement of Council Solutions waste procurement - NFA.
	17119	Agenda Item 29 - Key Emerging Risk and Opportunity – Council Solutions Waste Project [2014/01642] [C]	N/A	Relates to commencement of Council Solutions waste procurement - NFA.
	17048	Recommendation 7.1 - Recommendation for Committee Item 4 for Council Consideration – Finance & Businesses Program – Audited Financial Statements 2015-16 [2016/00318]	12/10/2016 Status Change: Closed	Relates to financial statements not related to Council Solutions waste project – now closed.
	16587	Exclusion of the Public to Consider Item 14 - Confidential Workshop – Waste & Recycling – Pricing of Enhanced Services [IPS]	8/06/2016 Status Change: Closed	Relates to Council cost associated with offering residents larger bins (waste and recycling) and additional bins (organics) – now closed
	16588	Item 14 - Confidential Workshop – Waste & Recycling – Pricing of Enhanced Services [2014/03496] [IPS]	N/A	Relates to Council cost associated with offering residents larger bins (waste and recycling) and additional bins (organics)