

## **THE COMMITTEE** AGENDA & REPORTS

for the meeting

Tuesday 12 November 2019 at 5:30 pm

in the Colonel Light Room Adelaide Town Hall



Members - The Right Honourable the Lord Mayor [Sandy Verschoor];

Councillor Abiad (Deputy Lord Mayor) (Chair)

Councillors Abrahimzadeh, Couros, Donovan (Deputy Chair), Hou, Hyde, Khera, Knoll,

Martin, Moran and Simms.

#### 1. Acknowledgement of Country

At the opening of the Committee Meeting, the Chair 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. Apologies and Leave of Absence

Apology –

Councillor Knoll

#### 3. Confirmation of Minutes – 15/10/2019 & 7/11/2019 [TC]

That the Minutes of the meeting of The Committee held on 15 October 2019 and the Special meeting of The Committee held on 7 November 2019, be taken as read and be confirmed as an accurate record of proceedings.

#### 4. Discussion Forum Items

Strategic Alignment - Corporate Activities

- **4.1.** South Ward Streets and Movement Study Presentation
- 4.2. Meeting schedule options [2018/04052] [Page 3]

#### 5. Items for Consideration and Recommendation to Council

#### Strategic Alignment – Liveable

- **5.1.** Recommendations of review of Council's Event Noise Mitigation Standard Operating Procedures [2018/03776] [Page 11]
- 5.2. Child Care Facilities [2019/00957] [Page 30]
- 5.3. Adelaide Park Lands Expenditure and Income [2013/00057] [Page 36]

Strategic Alignment – Corporate Activities

- 5.4. Adelaide Zero Project Inner City Services Hub Business Case [2017/03664] [Page 41]
- 5.5. 2019-20 Quarter 1 Finance Report [2018/03947] [Page 44]

#### 6. Council Member Discussion Forum Items

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#### Exclusion of the Public

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- 7.1. Exclusion of the Public to Consider [2018/04291] [Page 76]:
  - For the following Item for Consideration and Recommendation to Council in Confidence:
    - 8.1. 2019-20 Quarter 1 Commercial Operations Report [s 90(3) (b)]
    - 8.2. EOI Results Pelzer Park / Pityarilla (Park 19) & Peppermint Park / Wita Wirra (Park 18) [s 90(3) (d)]
    - 8.3. Capital City Committee Annual Report 2018-19 [s 90(3) (g) & (j)]

#### 8. Item for Consideration and Recommendation to Council in Confidence

Strategic Alignment - Smart

8.1. 2019-20 Quarter 1 Commercial Operations Report [2018/03947] [Page 81]

Strategic Alignment - Liveable

8.2. EOI Results Pelzer Park / Pityarilla (Park 19) & Peppermint Park / Wita Wirra (Park 18) [2019/00156] [Page 95]

Strategic Alignment - Corporate Activities

8.3. Capital City Committee Annual Report 2018-19 [2013/00423] [Page 106]

#### 9. Closure

# **MEETING SCHEDULE**

## Workshop Purpose:

To seek Council Member views on meeting schedule options for the remainder of the 2018-2022 Council term.

## PROGRAM: OFFICE OF THE CHIEF EXECUTVIE OFFICER

AUTHOR: Jenny McFeat | APPROVING OFFICER: Rudi Deco

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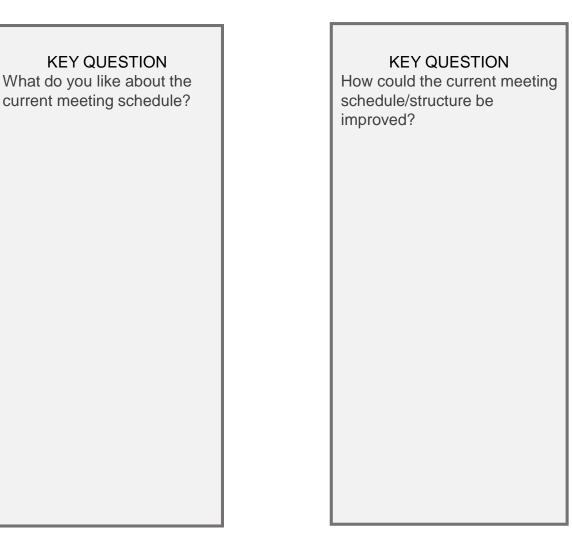
- The current 2019 approved Council and Committee meeting schedule comes to an end in December 2019 and a new meeting schedule is to be approved by Council.
- Timely to review current practice.
- Council Members have provided feedback from time to time on changing meeting frequency and format. There is no best practice schedule, Members need to determine what works best to efficiently and effectively come to informed decision making.
- This workshop provides a discussion forum for Council Members on meeting schedule options and therefore an opportunity to review the current schedule.
- These options will then be presented to Council and Council will be asked to adopt a new meeting schedule at its meeting on 10 December 2019.



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### MEETING SCHEDULE KEY QUESTIONS:



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ORPORATE

### MEETING SCHEDULE IMPLICATIONS:

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IMPLICATION	COMMENT:
Policy	If the business at meetings is changed then this will require an update to the Standing Orders to reflect Council's decision once resolved.
Consultation	Not as a result of this workshop
Resource	Staff rostering for Council and Committee meetings
Risk / Legal / Legislative	Pursuant to section 81(2) of the <i>Local Government Act 1999 (SA)</i> there must be at least one ordinary Council meeting a month. If proposed to change ordinary meeting times to before 5.00pm, a unanimous decision of Council is required as per section 81(6) of the <i>Local Government Act 1999 (SA)</i> .
Opportunities	There may be opportunities for efficiencies depending on feedback received.

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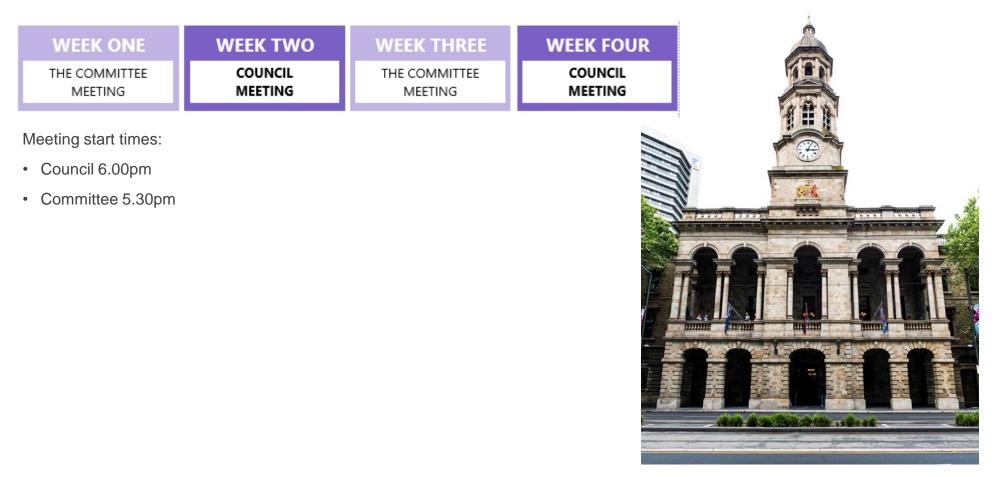
## MEETING SCHEDULE BUDGET / FINANCIAL IMPLICATIONS:

IMPLICATION	COMMENT:
19/20 Budget Allocation	Not as a result of this workshop
19/20 Budget Reconsideration (if applicable)	Not as a result of this workshop
Proposed 20/21 Budget Allocation	Not as a result of this workshop
Ongoing Costs (eg maintenance cost)	Not as a result of this workshop
Life of Project or Life Expectancy of Asset	Not as a result of this workshop
Other Funding Sources	Not as a result of this workshop

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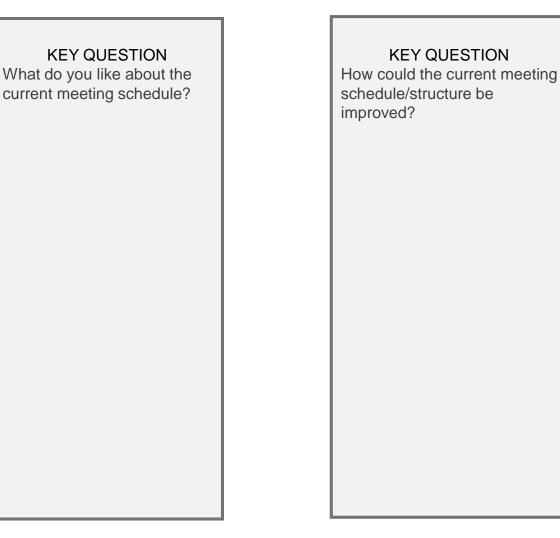
## CURRENT MEETING SCHEDULE

Weekly cycle:



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### MEETING SCHEDULE KEY QUESTIONS:



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## WHERE TO FROM HERE?

• Report to be presented to the Committee on 3 December seeking consideration of the meeting schedule for the remainder of the 2018-2022 term or another defined period within the current Council term.

ORPORAT

Recommendations of review of Council's Event Noise Mitigation Standard Operating Procedures ITEM 5.1 12/11/2019 The Committee

Program Contact: Amy Pokoney, Acting AD Community & Culture 8203 7438

Approving Officer: Clare Mockler, Deputy CEO & Director Culture

2018/03776 Public

## EXECUTIVE SUMMARY

The Adelaide Park Lands are one of many reasons why Adelaide is a brilliant place to host events. Events in the Park Lands create an exciting and culturally enriching Adelaide experience while contributing significantly to the State in many ways. To support our objectives of being both a Creative and Liveable City, it is important that we strike a balance between supporting events in the Park Lands and on roads as well as the needs and wellbeing of City residents and businesses. The review of Council's Event Noise Mitigation Standard Operating Procedures (SOPs) over the last 12 months has provided us with an opportunity to ensure that we are being easy to do business with and supporting a broad range of events.

The purpose of this report is to present the final recommendations of the review of Council's Event Noise Mitigation SOPs. This review has included a range of work in partnership with acoustic engineer company, AECOM, including sound modelling, benchmarking and assessment of past events in various Park Lands. The review has also included targeted consultation with key stakeholders.

The recommendations will continue to support a vibrant and liveable City and will provide greater clarity, consistency and transparency regarding requirements for event organisers to manage their amplified sound effectively when delivering events on roads and in the Park Lands.

## RECOMMENDATION

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Approves the recommendations of the review and the changes to the Event Noise Mitigation Standard Operating Procedures as outlined in Attachment A to Item 5.1 on the Agenda for the meeting of The Committee held on 12 November 2019.

## IMPLICATIONS AND FINANCIALS

City of Adelaide 2016-2020 Strategic Plan	The recommendations of the noise review address both the Liveable and Creative themes of the City of Adelaide Strategic Plan 2016-2020.
Policy	The Adelaide Park Lands Events Management Plan (APLEMP) 2016-2020 provides the mandate for holding events in the Park Lands. The Event Noise Mitigation SOPs complement the requirements of the APLEMP.
Consultation	Consultation on the draft recommendations occurred via Council's consultation platform <i>Your Say Adelaide</i> . Four people provided feedback as part of this consultation. There is no legislative requirement to consult on the proposed changes.
Resource	The implementation of the recommended changes to the Event Noise Mitigation SOPs will occur within existing resources.
Risk / Legal / Legislative	The recommendations of the noise review support us as a Council in setting out clear and consistent expectations regarding the management of amplified sound levels at events. It is acknowledged that not all events that occur in the public realm will be required to adhere to the requirements as some events fall under separate Acts and associated legislation.
Opportunities	The review has provided us with an opportunity to ensure that the Event Noise Mitigation SOPs take into consideration the unique characteristics of the City and the document itself will be simplified and made clearer where there have previously been areas of ambiguity. As a Capital City Council we are leading the way in refining these requirements, with other organisations expressing interest in modelling their requirements on ours.
19/20 Budget Allocation	Some costings allocated for acoustic consultancy service commissioned as part of the review.
Proposed 20/21 Budget Allocation	Not as a result of this report
Life of Project, Service, Initiative or (Expectancy of) Asset	The new Event Noise Mitigation SOPs will be reviewed on an annual basis, with the next review of them occurring in July 2020 to determine if further changes are required or if they are deemed satisfactory for ongoing implementation.
19/20 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

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## DISCUSSION

#### **Context**

1. In August 2018, Council resolved that:

Administration prioritise a review of the Event Noise Mitigation Standard Operating Procedures, with a specific focus on minimising noise impacts on North Adelaide residents from events in the Riverbank precinct.

- 2. At this time, the requirement to review the Event Noise Mitigation SOPs was also timely due to the following:
  - 2.1. The Event Noise Mitigation SOPs were developed in 2014 and have only been formally reviewed on two occasions since that time. (Refer <u>here</u> to view the current SOPs).
  - 2.2. There have been changes in the landscape of the City since the SOPs were developed, including new residential developments.
  - 2.3. External and internal feedback has shown that there is some ambiguity and inconsistencies in the current SOPs.
- 3. Since October 2018, we have undertaken the review which has included contracting an acoustic consultant from AECOM to assist us.
- 4. The objectives of the review were to:
  - 4.1. Ensure that we are remaining an exciting and dynamic place to host events.
  - 4.2. Strike the right balance with supporting a great event patron experience whilst considering the wellbeing and needs of City residents and businesses who may be in close proximity to events.
  - 4.3. Provide clear, transparent and practical guidance and requirements to event organisers to comply with the Event Noise Mitigation SOPs.
  - 4.4. Simplify and bring consistency to help us to be easy to do business with, guiding the customer's experience across all touch points.
  - 4.5. Review the Park Lands in their uniqueness and understand the noise sensitivities that are unique to each Park Land.
- 5. As part of the initiation of the review, targeted consultation occurred with key stakeholders to understand their priorities that they wished to see addressed as part of the project. The stakeholder groups included City residents, City businesses, resident and precinct groups, a selected group of event organisers and some music industry representatives. The main themes from the feedback received were as follows:
  - 5.1. Finishing times for amplified sound should be reviewed.
  - 5.2. Different types of music can be impactful, with bass being identified as having the most impact.
  - 5.3. Clearer requirements are needed which outline requirements for event organisers to monitor their amplified sound levels.
  - 5.4. Speakers/microphones should be positioned to direct noise away from residents and businesses.
  - 5.5. Certain areas such as the Riverbank Precinct and Victoria Square / Tarntanyangga require special consideration as it relates to amplified sound due to their close proximity to residents and businesses.
- 6. Following the initial consultation, a range of field and desk work was conducted by AECOM which culminated in determining draft recommendations.
- 7. In July 2019, a workshop was facilitated with The Committee regarding the draft recommendations.
- 8. Following this workshop, in September 2019, a report was provided to The Committee further clarifying our recommendations and Council approved proceeding with consultation on the recommendations.

#### Adelaide Park Lands Events Management Plan 2016-2020

- 9. In September 2019, Council received the annual report of the Adelaide Park Lands Events Management Plan (APLEMP) 2016-2020 and approved the updates to the APLEMP. This included approving changes relating to operating hours for a number of Park Lands including:
  - 9.1. Pinky Flat (Part of Tarntanya Wama (Park 26)).
  - 9.2. Creswell Gardens (Part of Tarntanya Wama (Park 26)).
  - 9.3. Pennington Gardens West (Part of Tarntanya Wama (Park 26)).

10. The APLEMP stipulates policy, guidelines and Park Land specific requirements for events in the Park Lands and roads. Whilst the Event Noise Mitigation SOPs has a focus on amplified sound, the intent is that they complement and support the requirements set out in the APLEMP.

#### Key findings of the review

- 11. Key findings of the review revealed that there is an opportunity to amend the current Event Noise Mitigation SOPs to address the following:
  - 11.1. The C weighting (commonly known as bass) is the most impactful type of amplified sound and these levels within the existing SOPs require amending.
  - 11.2. There are Park Lands within the City which are positioned in areas where there is higher sensitivity to amplified sound and other areas that are less sensitive.
  - 11.3. Further clarity regarding requirements around noise monitoring and noise bonds should be put in place.
  - 11.4. There are some events whose noise management we have no/limited control over as they are events that operate under separate legislation or on State Government land.
  - 11.5. Clarity is required regarding operating hours for events held on a road.
  - 11.6. There is an opportunity to allow flexibility regarding major headline acts.
  - 11.7. Redundant / impractical information in the SOPs should be removed with information simplified wherever possible.
- 12. Benchmarking regarding how other Capital City Councils approach amplified sound management from events in their areas revealed that we are leading the way and that our approach is consistent, if not, more progressive than others. We are aware that other authorities and entities are monitoring this review as an opportunity to improve their own processes.

#### **Consultation on draft recommendations**

- Consultation occurred from 13 September 4 October 2019 on the draft recommendations. It was administered via Council's consultation platform, *Your Say Adelaide* and promoted via an advertisement in The Advertiser.
- 14. There is no legislative requirement to consult on the recommended changes to the Event Noise Mitigation SOPs.
- 15. The purpose of the consultation was to gauge whether stakeholders were supportive of the proposed changes and if they could identify any further opportunities for improvement.
- 16. Information provided in the consultation summarised the main changes.
- 17. Consultation was targeted to the following stakeholders which were the same group that we consulted with at initiation of the project:
  - 17.1. City residents and businesses.
  - 17.2. Resident groups.
  - 17.3. Precinct groups.
  - 17.4. A selected group of event organisers.
  - 17.5. Some music industry representatives.
- 18. In summary, there were the following:
  - 18.1. 105 total visits to the page.
  - 18.2. One person who completed the online questionnaire via Your Say Adelaide.
  - 18.3. Four people who submitted separate written feedback and did not complete the online questionnaire.
- 19. Results of the consultation can be found <u>here</u>.
- 20. Whilst there were a considerable number of visitations to the *Your Say Adelaide* website, only five people lodged feedback regarding the draft recommendations. All of the feedback has been considered on merit and as a result, we do not believe further changes are required to the recommendations based on the feedback received. We have however identified that some consistent themes were raised as part of the feedback and these will be addressed during the upcoming summer events season, as part of the service we provide to our customers. See paragraph 30.

#### **Final recommendations**

- 21. The final recommendations of the review are contained in **Attachment A**. The document lists each change and associated rationale.
- 22. In summary, the final recommendations regarding changes to the Event Noise Mitigation SOPs address the following:
  - 22.1. Ensures that terminology used is positive, technically accurate and contemporary in the events industry.
  - 22.2. Consolidates and simplifies information. This also includes the removal of/ replacement of information that is redundant, unnecessary and impractical for event organisers and staff. Additionally, ensures that all information supports the requirements set out in the APLEMP 2016-2020.
  - 22.3. Sets appropriate decibel levels for four Park Lands which have been identified as being in areas of heightened noise sensitivity. These decibel levels are for the bass sound (C weighting) which many identify as being the most disruptive.
  - 22.4. Provides elements of flexibility including provisions for Sundays that precede a Monday public holiday and for events where there are major headline acts.
  - 22.5. Clarifies finishing times for road events.
  - 22.6. Sets out new requirements for noise bonds and noise monitoring.
  - 22.7. Sets out new requirements regarding sound checks.
  - 22.8. Clarifies when we are unable to apply the Event Noise Mitigation SOPs to certain events.
  - 22.9. Ensures that event organisers are notifying all relevant stakeholders of their event via their advanced notification letters. This has included expanding these notification areas for some Park Lands including Pinky Flat, Rymill Park / Murlawirrapurka (Park 14), Rundle Park / Kadlitpina (Park 13) and Bonython Park / Tulya Wardli (Park 27).
  - 22.10. Ensures that locations of noise sensitive receivers around particular Park Lands are in the most appropriate and effective areas in the case that sound monitoring is required. Individual noise sensitive receiver locations have been removed and added for various Park Lands including Pinky Flat, Elder Park, Rundle Park, Bonython Park and Rymill Park.
- 23. The revised Event Noise Mitigation SOPs will also be updated to ensure correct branding/ styling, referencing to City of Adelaide and Kaurna naming of the Park Lands.
- 24. The proposed changes are not applicable to events such as Superloop Adelaide 500, WOMAD and other indoor/licensed venues. Events such as these are exempt from adhering to the Event Noise Mitigation SOPs.
- 25. Whilst the Event Noise Mitigation SOPs articulate requirements, it is important to acknowledge that they are underpinned by a level of flexibility to ensure that we are providing a brilliant customer experience and are easy to do business with. We understand that there may be occasions where an event organiser wishes to deviate from what is outlined in the Event Noise Mitigation SOPs. Requests such as these and associated rationale will be assessed on a case by case basis. Requests for minor variations will be considered by the Chief Executive Officer or delegate and can be approved under such delegation. More substantial requests to vary from what is contained in the Event Noise Mitigation SOPs may be subject to Council consideration and approvals.
- 26. The recommendations of the review will continue to support a vibrant and culturally enriching Adelaide experience for the over 3 million patrons who enjoy events in the City each year.

#### Next steps- implementation of the Event Noise Mitigation SOPs / Summer Event Season 2019/20

- 27. At the time of this report, many event organisers are in planning and delivery mode of their events. This presents some challenges in expecting all event organisers to implement the proposed revised Event Noise Mitigation SOPs immediately. However, we will work with our event organisers to implement the Event Noise Mitigation SOPs on a case by case basis.
- 28. All new event applications received from November 2019 will be required to implement the proposed revised Event Noise Mitigation SOPs.
- 29. It is our expectation that all events from July 2020 onwards will implement the proposed revised Event Noise Mitigation SOPs.
- 30. Over the upcoming Summer events season, as well as implementing the proposed revised Event Noise Mitigation SOPs, a number of measures will be put in place to strike a balance between our objectives of being a Creative and Liveable City. These are as follows:

- 30.1. Maintaining a complaints register to record any complaints received by members of the public regarding amplified sound from events. This register will assist us in working with our customers as part of continuous improvement in implementing the Event Noise Mitigation SOPs.
- 30.2. Continued focus on ensuring that event organisers are distributing advanced notification letters to relevant stakeholders. These letters will include contact/ hotline phone numbers and details of the event so that it is clear who a member of the public can contact if they wish to lodge feedback or a complaint.
- 30.3. Contact / hotline phone numbers will feature on the Events Dashboard on the City of Adelaide website, further reiterating who members of the public can contact if they wish to lodge feedback or a complaint.

ATTACHMENTS

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Attachment A – Changes to the Event Noise Mitigation Standard Operating Procedures.

- END OF REPORT -

#### Attachment A- Review of Council's Event Noise Mitigation Standard Operating Procedures- Final Recommended Changes

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Below outlines the final recommended changes to be made to the Event Noise Mitigation Standard Operating Procedures.

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ltem	Change description	Reason for change
1.1	New title of document to be 'Event Amplified Sound Management Guidelines'.	To more accurately reflect the intent behind the document and the terminology that is used in the events industry.
1.2	References to 'Event Noise' throughout document replaced with 'Amplified Sound'.	To be consistent with terminology used in the events industry to describe sound emitted from events.
1.3	Corrections regarding Kaurna naming of Park Lands.	In line with the decision of Council regarding naming of Park Lands.
1.4	Reference to Type 1 and Type 2 loggers to be replaced with 'Class 1' and 'Class 2'.	This is the correct terminology based on the current version of the relevant Standard when referencing this equipment.
1.5	Replacing of terminology of 'noise monitoring device' with 'sound level meter'.	To ensure correct terminology when referencing this equipment.
1.6	General improvement of language and grammar (i.e. content, expression, references to City of Adelaide etc).	To ensure that the Event Noise Mitigation Standard Operating Procedures (SOPs) are easy to understand, clear and consistent with
	Contents page to reflect new content in document.	the Adelaide Park Lands Events Management Plan (APLEMP) 2016-2020.
	Document to be branded and styled in accordance with City of Adelaide Brand Guidelines.	
1.7	Addition of a new term and definition for 'Ticketed events' which is defined as those events which charge an admission fee.	To ensure clarity regarding our intentions behind the new inclusion of requirements regarding ticketed events in the Concert category.
1.8	<ul> <li>Provide new definitions for:</li> <li>Class 1 and Class 2.</li> <li>Sound Level Meter.</li> <li>Noise loggers.</li> </ul>	To ensure that acoustic terminology is explained sufficiently.

#### 1. <u>Terminology / General</u>

2. Legislative framework
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2. <u>Legis</u>	slative framework	
Item	Change description	Reason for change
2.1	Updated paragraph regarding legislative framework and addition of information	To make clearer the legislative obligations that
	regarding the occasions where events are not required to adhere to the Event	underpin the Event Noise Mitigation SOPs and
	Noise Mitigation SOPs.	the occasions where the SOPs are not
		applicable to events.

#### 3. Event categories

Item	Change description	Reason for change
3.1	'Large Scale Concerts' and 'Small Scale Concerts' combined into one category that is re-named to be 'Concerts'.	There is little difference in the existing requirements between the existing categories of 'Large Scale Concerts' and 'Small Scale Concerts'. This change consolidates and simplifies these two event categories into one.
3.2	Removal of category 'Symphonic and Classic Performances'.	This is not a necessary, nor used category for events held in the City. Additionally, the requirements for this category are the same as for 'Large Scale Concerts'.

#### 4. Park Land specific requirements

ltem	Change description	Reason for change
4.1	<ul> <li>Addition of information regarding decibel level requirements for events in Pinky Flat (Part of Tarntanya Wama (Park 26)) as below. These requirements to be applicable to all event categories in the Event Noise Mitigation SOPs.</li> <li>7am-11:59pm (Friday, Saturday and Sundays that precede a Monday public holiday).</li> <li>7am-11:00pm (Sunday – Thursday).</li> </ul>	There are restricted orientations and general geography in Pinky Flat which prevent optimum stage locations for amplified sound. Additionally, it is a site that is quite close to a residential population.

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requirements for Pinky Flat we reduce risks of Maximum noise levels for the above times is 105dbC at front of house. amplified sound having an impact on surrounding stakeholders, especially beyond midnight, without unduly impacting event operations. **Reason for change Change description** Addition of information regarding decibel level requirements for events held in This is a Park Land which is surrounded by a Victoria Square / Tarntanyangga for certain times of the day, as below. These high number of commercial stakeholders requirements to be applicable to all event categories in the Event Noise and/or residents therefore there are unique Mitigation SOPs. noise sensitivities during the day which are different to at night time. • 7am-5pm- Maximum amplified sound level at front of house-85dbC. 5pm-11.59pm (Friday, Saturday and Sundays that precede a public holiday) - Maximum amplified sound level at front of house -95dbC. 5pm- 11:00pm (Sunday- Thursday)- Maximum amplified sound level at front of house- 95dbC. Addition of information regarding decibel level requirements for events held in This is a Park Land which is surrounded by a Hindmarsh Square / Mukata for certain times of the day, as below. These high number of commercial stakeholders requirements to be applicable to all event categories in the Event Noise and/or residents therefore there are unique Mitigation SOPs. noise sensitivities during the day which are different to at night time. 7am-5pm- Maximum amplified sound level at front of house-85dbC.

5pm- 1am (Friday, Saturday and Sundays that precede a Monday public holiday) - Maximum amplified sound level at front of house - 95dbC.
 5pm- 11.59pm (Sunday- Thursday) - Maximum amplified sound level at front of house - 95dbC.

Item

4.2

4.3

By setting site-specific amplified sound

Itom	Change description	Posson for change
5. <u>Ex</u>	ended hours	S
	Maximum amplified sound levels for these times is 1000 house.	IbC at front of
	• 7:00am- 3:00am on all days.	minimise impacts on surrounding stakeholders.
4.4	Addition of information regarding decibel level requirements Light Square / Wauwi, as below. These requirements to be a event categories in the Event Noise Mitigation SOPs.	
1 1	Addition of information regarding desibel level requirements	for events hold in 1 This is a Dark Land which is surrounded by a

#### 5. Extended hours

ltem	Change description	Reason for change
5.1	<ul> <li>Include a new paragraph which allows for weekend event amplified sound levels on a Sunday for the below event categories, if that Sunday precedes a public holiday.</li> <li>Temporary Multi-Day Venues.</li> <li>Events and Festivals with a Music Component.</li> </ul>	This allows for flexibility where a Sunday precedes a Monday public holiday.
5.2	<ul> <li>Addition of information regarding allowing event organisers with a headline act as part of the event to exceed their amplified sound levels by up to 10dbC for a period of 90 minutes, if the event addresses the following criteria:</li> <li>Event is 6 hours or longer.</li> <li>Event features more than one artist.</li> <li>Event features a major headline act.</li> </ul>	This proposed change aims to attract and supports major headline artists to activate the City. It provides a level of flexibility and supports Council's strategic objective of increasing events in the City and showcasing Adelaide as a great destination for hosting events. It also supports the City's status as a UNESCO City of Music.

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•	The increase in front of house noise levels would only be allowed for a <b>90 minute</b> duration. The increase in front of house noise levels must end no later than 11pm on Friday, Saturday and nights preceding a public holiday. It must end no later than 10pm on an ordinary Sunday night. Requests to increase front of house noise levels under the above arrangement must be provided to Council at least 28 days prior to the event. Approval for this to occur would be made under delegation of the Chief Executive Officer or delegate.
	rence to the above provisions to be outlined in the information regarding ts in the Multi-Stage Music Festival and Concert categories.
Guid	kisting references throughout the Event Amplified Sound Management elines which outlines that an event can apply to increase their noise levels removed due to the new requirements as stated above.
	e hours - Road events

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#### 6. Permissible hours - Road events

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6.2	Remove below references regarding maximum noise level targets at noise sensitive receivers	In line with the APLEMP, it is not appropriate for events to operate beyond 3am. Therefore, these references to time
	Sunday to Thursday 10:01pm- 6:59am 45 dB (A) Leq (15 min)	periods should be removed.
	Friday & Saturday 12:01am-6:59am 50 dB (A) Leg (15 min)	

#### 7. Noise bonds/noise monitoring

	Change description	Reason for change
7.1	Re-word that noise bonds are held in trust, with noise bonds being held as security.	To make clear that the noise bond is held by the City of Adelaide as way of incentivising event organisers to implement the Event Noise Mitigation SOPs. To say that the noise bond is held in trust implies that CoA is puttin the noise bond in a trust account on behalf of the event organiser.
7.2	<ul> <li>Removal of existing information which specifies who is required to pay a noise bond.</li> <li>New process for noise bond to be added to document. This process to be as follows: <ul> <li>Events in the 'Multi-stage Music Festival' category- noise bond amount-\$10k.</li> <li>Ticketed events in the 'Concerts' category that have expected attendees of 5000 people or more- noise bond amount-\$8k.</li> </ul> </li> </ul>	To ensure transparency, consistency and to assist with internal processes. This process requires a noise bond from those events in categories where amplified sound is a significant component of the event and where there is the greatest potential for impacts on surrounding areas.

X

	<ul> <li>Events in the 'Temporary Multi-Day Venues' category with DJs/bands, operating beyond 11pm and operating in the open air (i.e. not in an enclosed venue)- noise bond amount- \$8k.</li> <li>City of Adelaide reserves the right to request a noise bond for other events at our discretion.</li> <li>The existing process for forfeiting of the noise bond currently set out in the Event Noise Mitigation SOPs would still apply.</li> </ul>	
Item	Change description	Reason for change
7.3	<ul><li>Process for noise monitoring to be outlined in the Event Noise Mitigation SOPs for the respective categories. This process to be as follows:</li><li>All events in the below categories would need to organise noise monitoring via an acoustic engineer on site.</li></ul>	To ensure a consistent and transparent process and requires that noise monitoring is implemented for events in categories where amplified sound is a significant component of the event and where there is the greatest potential for impacts on surrounding areas.
	<ul> <li>All events in the 'Multi-stage Music Festival' category.</li> <li>Events in the 'Concerts' category that are ticketed with 5000 people or more.</li> </ul> Events in the below category would need to utilise noise monitoring and could	Allowing noise loggers for noise monitoring provides for a more economical approach to noise monitoring for those events that are held over a long period.
	<ul> <li>do so via noise loggers.</li> <li>-Events in the 'Temporary Multi-Day Venue' category that include DJs/bands, operating past 11pm and operating in the open air (not enclosed).</li> <li>The existing process for the noise monitoring as set out in the current Event</li> </ul>	
	Noise Mitigation SOPs regarding provision of noise reports to CoA by the event organiser would still apply.	
7.4	Under 'Temporary Multi-Day Venues' category remove reference to 'the Noise Bond process stipulates additional circumstances when CoA may engage an Acoustic Engineer to attend the site'.	This is not required.
7.5	Include a new noise bond process flowchart for events in the 'Temporary Multi- Day Venues' category to reflect the process of noise bond, breaches and actions taken should a breach occur.	To ensure that the noise bond process for events in this category is clear and transparent.

X

#### 8. Noise mitigation information required by CoA- Temporary Multi-Day Venues

8. <u>Noi</u> s	se mitigation information required by CoA- Temporary Multi-Day Venues	
Item	Change description	Reason for change
8.1	Reword of requirements regarding noise monitoring to reflect the new approach of event in this category using Sound Level Meters and noise	To clarify our new requirements for noise monitoring for events in this category.

#### 9. Permissible hours - Temporary Multi-Day Venues

	Change description	Reason for change
9.1	Maximum Noise Levels at Front of House. Sunday to Thursday 10:01pm-6:59am	In line with the APLEMP it is not appropriate for events to operate beyond 3am. Therefore, this time has been adjusted to reflect permissible operating hours as outlined in the
	Replace reference to 6:59am above to 3:00am.	APLEMP.
9.2	Maximum Noise Levels at Front of House Friday & Saturday 12:01pm-6:59am Replace reference to 6:59am above to 3:00am	In line with the APLEMP it is not appropriate for events to operate beyond 3am. Therefore, this time has been adjusted to reflect permissible operating hours as outlined in the APLEMP.
9.3	Correction of a reference under Maximum Noise Levels at Noise Sensitive Receivers: 43dB (A) Leq 15 min Sunday to Thursday 10:01pm-6:59am for all noise sensitive receivers. Replace 6:59am with 3:00am.	In line with the APLEMP it is not appropriate for events to operate beyond 3am. Therefore, this time has been adjusted to reflect permissible operating hours as outlined in the APLEMP.
	45dB (A) Leq 15 min Friday and Saturday 12:01am – 6:59am for all noise sensitive receivers.	

#### Replace 6:59am with 3:00am.

#### 10. <u>Noise limiters</u>

Item	Change description	Reason for change
10.1	Remove all references to noise limiters.	Noise limiters are not used and are not the most practical or effective way of reducing the impacts of amplified sound. They can also unduly impact the quality of the sound for the attendees and the artists.

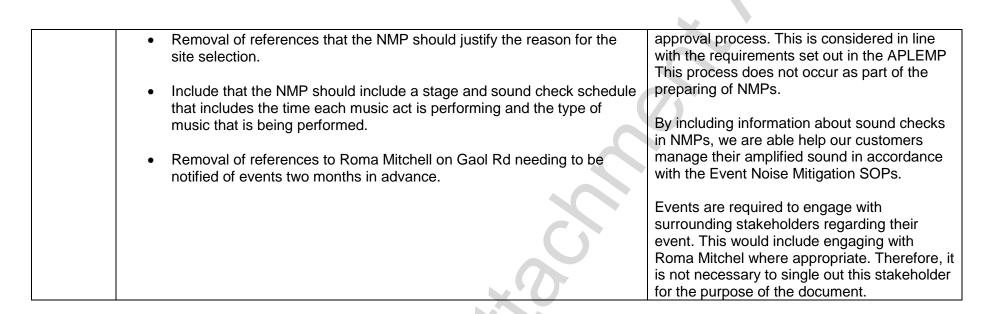
#### 11. Temporary Enclosed Venues

11.1Slight re-wording of paragraphs which outline the process that event organisers should follow if their event is in an enclosed venue and wishes to increase their applicable noise criteria by 3dB (A). Paragraph to read thatThe existing requirements are not practiced by event organise simplify the process for those end	
event organisers wishing to request this provision, should apply for this to the who wish to take up this option CoA.	sers. We wish to event organisers

#### 12. Noise management plans

Item	Change description	Reason for change
12.1	<ul> <li>Below changes made to references in the document to Noise Management Plan (NMP):</li> <li>Include information that outlines that event organisers should be guided by stage locations recommended in the Adelaide Park Lands Events Management Plan 2016-2020.</li> </ul>	By provision of this information by event organisers, we help our customers to build an event site that reduces the impact of amplified sound on surrounding residents and businesses where possible. Justification for choosing the event site occurs at the time of applying for the event and the

9



#### 13. Acoustic Engineer Onsite- Multi-stage Music Festivals and Concerts

ltem	Change description	Reason for change
13.1	Removal of reference to the Accountable Person and Acoustic Engineer/s liaising pre-event when the event calibrates the event's noise monitoring equipment with the live monitoring equipment provided by the CoA appointed Acoustic Engineer at a mutually agreeable time.	This is not undertaken in practice.
13.2	Reword of reference to the Accountable Person providing the CoA appointed Acoustic Engineer with a mobile phone number and two-way radio and replace this by saying that contact details should be provided instead.	Two-way radios are not used as part of this work. Instead, it is more practical that contact details are provided.

#### 14. Sound Monitoring Reports

Item	Change description	Reason for change
14.1	Remove all references to Sound Monitoring Reports being made available to	Sound Monitoring Reports in practice are not
	the public.	provided to the public, unless specifically
		requested.

15. <u>Noi</u>	se sensitive receiver locations and advanced notifications areas	
Item	Change description	Reason for change
15.1	Memorial Drive & Elder Park (part of Tarntanya Wama (Park 26)) Changes to the above location to include:	To make clear which sites are relevant to this information. Additionally, Memorial Drive is not a venue under Councils management.
	<ul> <li>Replace title 'Memorial Drive and Elder Park Tarntanya Wama (Park 26) with 'Elder Park and Pinky Flat (Part of Tarntanya Wama (Park 26))'.</li> <li>Inclusion of additional noise sensitive receiver locations for map denoting 'Elder Park and Pinky Flat'. These additional noise sensitive receiver locations are: <ul> <li>Intercontinental Hotel.</li> </ul> </li> </ul>	In recognition of the noise sensitivities around this site, inclusion of two additional noise sensitive receiver locations will allow for the effective monitoring of amplified sound levels around Pinky Flat.
	<ul> <li>Adelaide Convention Centre.</li> <li>Addition of a note to say the events held in Pinky Flat do not need to notify Government House and the Torrens Parade Ground.</li> <li>Slightly move the positioning of number 1 on the map to denote the revised noise sensitive receiver location and expand the advanced</li> </ul>	Government House and Torrens Parade Grounds are at a distance to generally not be impacted by amplified sound from events held at Pinky Flat.
	notification area to include the area between Jeffcott St and Montefiore Hill	To ensure that the right locations are being notified of events and that the noise sensitive receiver locations are accurate for this area.
15.2	Rundle Park / Kadlitpina (Park 13) & Rymill Park / Murlawirrapurka (Park 14)	The Bowling Club and Kiosk are important stakeholders that should be notified of events
	Changes to the above location to include:	in these Park Lands.
	<ul> <li>Expand advance notification letter area to include the Bowling Club and Kiosk.</li> </ul>	The Royal Adelaide Hospital is no longer in its previous position and therefore is not a

#### 15. Noise sensitive receiver locations and advanced notifications areas

	<ul> <li>Remove the Royal Adelaide Hospital as a noise sensitive receiver location.</li> </ul>	stakeholder to be notified for events held in Rymill and Rundle Park.
15.3	Bonython Park / Tulya Wardli (Park 27)	To ensure that the right locations are being notified of events and that the noise sensitive
	Change to the above location to include:	receiver locations are accurate.
	<ul> <li>Royal Adelaide Hospital added to this location as a noise sensitive receiver location.</li> </ul>	
15.4	Denote on all maps of advance notification areas and noise sensitive receiver locations which areas are outside of the City of Adelaide Local Government Area and name the Council/s that are the authority in those areas.	Provides advice to event organisers that some areas denoted in the areas requiring advanced notification areas are outside of the City of Adelaide Local Government Area. Therefore, event organisers should seek the advice from the appropriate neighbouring Council regarding the process for distributing
		advanced notification letters in those areas.

#### 16. Changes to amplified sound requirements for some categories

Item	Change description	Reason for change
16.1	Remove the allowance in the 'Multi-Stage Music Festival' category of events increasing to 115dbC if noise generated at the noise sensitive receiver shows that noise levels are not close (within 5dbC) to the permissible levels.	This approach is never implemented and gives a false indication that event organisers can raise amplified sound levels to 115dbC.
16.2	For events in the 'Multi-Stage Music Festival' category, the existing allowance is that maximum noise levels at noise sensitive receivers should not exceed 70dB in the unweighted Leq level. The proposed change is to replace 70dB to 75dB.	Most event organisers are unable to achieve a 70dB reading. This slight increase to 75dB is to match current practice and is deemed suitable.

#### **17. Advance Notification Letters**

Item	Change description	Reason for change	
		40	
		12	

17.1	Request that event organiser's include information regarding road closures in the advance notification letter that is sent to relevant stakeholders.	Road closure information is important to provide to stakeholders. By including this information in the letter, this helps to ensure that the letter is as comprehensive as possible.
17.2	Include in the advance notification letter that people can stay informed regarding upcoming events by viewing the events dashboard.	Promotes the events dashboard as a tool to assist stakeholders, including City residents and businesses regarding regarding upcoming events.
17.3	Allow event organisers to download and edit a word version of the advance notification letter from the City of Adelaide website.	Streamlines and makes it easier for event organisers to access and utilise the letter.

## 18. Adelaide Park Lands Events Management Plan 2016-2020 / Event Licences

Item	Change description	Reason for change		
18.1	Include across all event categories that operating hours for events are governed by conditions set out in the Adelaide Park Lands Events Management Plan 2016-2020 and as approved as part of the Event Licence.	To make clear that the APLEMP provides the overall governance regarding operating hours, with the Event Licence formalising the approved hours of operation.		
	Removal of all references to 'Venue operating times will be set by the Event Licence Agreement'.			

## **Child Care Facilities**

ITEM 5.2 12/11/2019 The Committee

#### Program Contact:

Shanti Ditter, AD Planning, Design & Development 8203 7756

Approving Officer: Klinton Devenish, Acting Director Place

2019/00957 Public

## EXECUTIVE SUMMARY

This report responds to a Council decision to investigate the current status of child care facilities and the child care industry in the City of Adelaide and describes the potential role(s) for the City of Adelaide to encourage child care to meet the needs of existing and future children, parents and guardians in the City.

## RECOMMENDATION

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

#### That Council:

- 1. Authorises the Chief Executive Officer to:
  - 1.1. Advocate for best-practice child care centre design in Council's response to the current consultation on the Draft Planning and Design Code which will apply to the City of Adelaide by July 2020, and related policy initiatives.
  - 1.2. Liaise with the Education Standards Board, SAMFS, DPTI and other relevant bodies to prepare a Development Information Guide for Child Care Centres to be available on-line via the Planning Design and Development page of the City of Adelaide website.

## IMPLICATIONS AND FINANCIALS

City of Adelaide 2016-2020 Strategic Plan	Strategic Alignment – Liveable This report supports the Liveable objective of the Strategic Plan by seeking to identify how the current and projected future level of child care will meet the likely needs of children, to encourage parents, and prospective parents, to live, work and study in the City.						
Policy	The Planning & Design Code is currently on consultation and will replace the current Adelaide (City) Development Plan. Administration will consider policy supporting the provision of child care facilities as part of reviewing the Code.						
Consultation	Targeted internal consultation occurred to inform this report, and individual meetings were held with external organisations who contacted City of Adelaide in response to media articles about the Motion of Notice.						
Resource	Not as a result of this report						
Risk / Legal / Legislative	Not as a result of this report						
Opportunities	<ul> <li>Opportunities exist to:</li> <li>1. Via a communications plan, highlight the existing quality child care in the City of Adelaide and benefits of parents living and working in the City with convenient access to their children via marketing.</li> <li>2. Enable access to information on child care centre design and regulatory approvals early in the design stage, potentially via CoA website.</li> <li>3. Advocate for quality child care in the City of Adelaide, including safety, fire safety and outdoor play areas in child care centres located in the City of Adelaide, when responding to Draft Planning &amp; Design Code, BCA/NCC, Capital City Committee and the like.</li> </ul>						
19/20 Budget Allocation	Not as a result of this report						
Proposed 20/21 Budget Allocation	Not as a result of this report						
Life of Project, Service, Initiative or (Expectancy of) Asset	Not applicable to this report						
19/20 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						

## DISCUSSION

- 1. At its meeting on 30 April 2019 Council resolved for an investigation into the current state of childcare services supply within the City of Adelaide. Among other things, it resolved for a report to be prepared including:
  - 1.1. An outline of current services available, indicating the number of places available and a percentage figure of current capacity within the City and North Adelaide.
  - 1.2. An estimate of future demand based on existing jobs growth numbers and anticipated residential development.
  - 1.3. An exploration of partnerships and/or opportunities to work with property developers in the city to provide such care as is required.
  - 1.4. An investigation for the inclusion of childcare facilities in its own properties, such as the Colonel Light Centre and development proposals, namely the 88 O'Connell Street and the Adelaide Central Market Arcade development.
  - 1.5. A review of what planning regulations and stipulations exist which prevent the retrofitting of office buildings to accommodate childcare facilities.
  - 1.6. Consideration of how to encourage the State Government to create regulations which better facilitate new and existing buildings to accommodate child care services as part of the State Planning Reform process.
- 2. This report in response to Council's resolution has been informed by meetings with a range of internal staff and a review of previous reports on this topic. Individual meetings have also been held with external organisations including Australian Childcare Alliance SA, Gowrie SA and Education Standards Board of South Australia. Additional desk-top research has identified current services and current best-practice approaches to the design and approvals approach of child care centres in South Australia and interstate.
- 3. Child Care in the City of Adelaide
  - 3.1. Introduction
    - 3.1.1. Providing childcare in the City that meets the need of parents who work, live and/or study in the City contributes to the City of Adelaide's Strategic Plan "Liveable" objective:

"A beautiful, diverse City with an enviable lifestyle that is welcoming to people at all stages of life".

- 3.1.2. City of Adelaide seeks to increase its residential population from 23,000 to 28,000 by 2020. Providing for the needs of children and their parents and carers will support and encourage families to live in the City.
- 3.2. Current services
  - 3.2.1. The City of Adelaide seeks to understand if the current and projected future level of child care will meet the likely needs of children, such that parents to encouraged to live, work and study in the City.
  - 3.2.2. Various types of child care are currently provided in the City for parents and carers, including:
    - Centre based long day care
    - Preschool/kindergarten
    - Before school care
    - After school care
    - Vacation care
    - Family day care
    - In home care
    - Other

This report addresses centre-based long day care, however the important role of all other forms of child care is also acknowledged.

3.2.3. Figure 1 shows the number of centres with reported vacancies, the total number of approved places, and the National Quality Standard assessment of child care centres in the City of Adelaide. It should be recognised that vacancy rates change on a regular basis.

Location	Number of Centres	Centres with vacancies	Vacancy information not provided	Approved Places	Number of centres exceeding national standards	Number of centres meeting national standards	Number of centres working towards national standards	Number of centres not yet assessed against National Standards	Number of centres stating approval for Government Child Care Subsidy
Adelaide	13	11	2	804	8	2	2	1	8
North Adelaide	3	1	2	75	2	1	0	0	1
Total	16	12	4	879	10	3	2	1	9

Figure 1: Child Care in Adelaide and North Adelaide

Source: www.careforkids.com.au September 2019

- 3.3. Current Demand
  - 3.3.1. The estimated resident population in the City of Adelaide is currently 24,794 (source: ABS ERP, 30 June 2018) and in 2018 was an estimated 566 babies and pre-schoolers (0-4) (source: .id, service forecast age structure 2018).
  - 3.3.2. Child care in the City is also utilised by people who do not live in the City, and who travel to Adelaide or North Adelaide to work.
  - 3.3.3. Other factors which might influence the decision to take up an available child care place in the City include:
    - 3.3.3.1. Affordability daily child care fee, the net cost of child care after Commonwealth Child Care Subsidy, family eligibility for subsidy, and whether a centre is approved for Commonwealth Government Child Care Subsidy.
    - 3.3.3.2. Proximity of child care to home or to parental work place or study, and/or schools attended by children in the same family.
    - 3.3.3.3. Quality of care and facilities provided at child care centres.
    - 3.3.3.4. The cost of travel or car parking in the City for families who do not live in Adelaide or North Adelaide.
    - 3.3.3.5. The relative ease of transporting young children to the City by public transport and by bicycle. For example, some bus designs do not enable prams to board and disembark easily, and safe, family-friendly cycle routes are not yet uniformly provided across the City.
- 3.4. Future demand
  - 3.4.1. The forecast number of babies and pre-schoolers in the City of Adelaide by 2023 is 686 (with a total population of 33,450) and by 2028, 808 babies and pre-schoolers (with a total population of 39,274). (source: ABS Census of Population and Housing 2011 and 2016 compiled by .id).
  - 3.4.2. The proportion of people in family-forming age groups is relatively high in the City of Adelaide, however this is likely to be skewed by the large tertiary student population in the City, including temporary overseas students.
  - 3.4.3. Parents who work in the City but who do not live in the City also generate demand for child care places. Convenient access to child care close to work can minimise the duration of time spent away from parents.
- 4. Developer partnerships
  - 4.1. There is potential for City of Adelaide to introduce the developer community to the child care community to create a shared understanding of the existing and emerging needs for childhood development in the City.
  - 4.2. It is understood that any over-supply of childcare may impact on the viability of both for profit and notfor-profit child care providers, by reducing the level of income per centre and potentially affecting

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staffing. Management of staffing to enable long-term stable relationships between children and carers is something which can benefit the overall wellbeing of children.

- 4.3. Developments by City of Adelaide, such as the Central Markets Arcade Redevelopment and 88 O'Connell Street have the potential to include child care services, subject to commercial demand.
- 5. New and retrofitted buildings for child care
  - 5.1. The Adelaide (City) Development Plan has existing provisions which enable childcare facilities, and which specifically encourage the incorporation of child care into large-scale developments:

#### **COUNCIL WIDE**

#### **Community Facilities**

#### **Objectives**

Objective 4: Community and social facilities and services that promote greater equity, or located for convenient access by residents, workers and visitors and that form a focus for residential development.

Objective 5: Location of appropriate community facilities (e.g. schools, hospitals and other institutions) where they are conveniently accessible to the population they serve.

#### Principles of Development Control

- 2 Community facilities should:
  - (a) Be located conveniently in relation to the population they serve
  - (b) Be designed for multi-purpose use where possible
  - (c) Meet the demonstrated needs of the various communities who will use them
  - (d) Be safe and easy to reach on foot, by bicycle and by public transport
  - (e) Be situated in suitable locations, and
  - (f) Not unreasonably impact on the amenity of the surrounding locality through excessive traffic generation.
- 3 The redevelopment, alteration or change of use of community facilities should ensure the adequate provision of such facilities.
- 4 Childcare facilities should be incorporated into large scale employment, commercial, shopping, higher education, tourism, entertainment, health and leisure development.
- 5.2. Planning regulations currently enable the retrofitting of office buildings, in certain zones, to accommodate child care facilities. The Adelaide (City) Development Plan will be replaced by the Planning and Design Code in July 2020. The proposed code is currently on consultation by the Department of Planning, Transport and Infrastructure. The extent to which existing policy is being altered through this process is currently being reviewed by Administration.
- 5.3. Building regulations address such matters as fire safety and egress in the event of an emergency. Any child care facility and the building in which it is located must comply with the National Construction Code.
- 5.4. The South Australian Metropolitan Fire Service (SAMFS) issued guidelines in 2011 and 2016 in relation to Child Care Facilities in Multi-Storey Buildings, which include the statement "The MFS is of the opinion that the Deemed-to-Satisfy (DTS) Provisions of the BCA do not adequately address the risks to occupants of a child care facility where these facilities are located above ground level" (source: South Australian Metropolitan Fire Service "Built Environment Section Guideline 024 Child Care Facilities in Multi-Storey Buildings" version 1.0, 20 June 2016).
- 5.5. The National Construction Code sought feedback in September 2019 on "Early Childhood Centres in High-Rise Buildings Preliminary Analysis of Options". The purpose of the Options Paper is to consider options to address the problem that has been identified, which is "that the NCC's Deemed-to-satisfy (DTS) Provisions for ECCs do not explicitly address circumstances where the ECC is located on an upper level of a high-rise building. The potential for long distances of travel, without additional fire safety systems, have been shown to pose an unacceptable level of risk to the life safety of vulnerable occupants of ECCs".
- 5.6. Accreditation of child care centres to operate is provided by the Education Standards Board of South Australia.

- 5.6.1. It is understood that some child care centres proposed in the City in the past, and which received planning consent, have not proceeded once the full extent of the cost of compliance with BCA (National Construction Code) became apparent.
- 5.6.2. There may be benefit in the City of Adelaide enabling the provision of up-front information from the Education Standards Board, SAMFS, and in relation to the National Construction Code for developers and/or new entrants to the child care sector who might be considering operating child care centres in the City, particularly in above-ground level locations or in areas which might not have ready access to open space.
- 6. Planning regulations and reform
  - 6.1. The Draft Planning and Design Code is currently on consultation by the Department for Planning, Transport and Infrastructure and will be operational by July 2020.
  - 6.2. There is an opportunity to encourage best-practice child care centres in the state-wide Planning and Design Code policy, including consideration of most appropriate locations, facilities and design.
  - 6.3. City of Adelaide could help provide timely access to existing information on child care centre design and regulatory approvals early in the concept design of child care centres, including best-practice child care centre design guidelines (building design/outdoor play/challenges for multi-storey buildings etc.), National Construction Code requirements, MFS Guidelines, and Education Standards Board approval requirements.
- 7. Opportunities
  - 7.1. Advocate for best-practice child care centre design in Council's response to the current consultation on the Draft Planning and Design Code which will apply to the City of Adelaide by July 2020.
  - 7.2. Liaise with the Education Standards Board, MFS, DPTI and other relevant bodies to prepare a Development Information Guide for Child Care Centres to be accessed on-line via the Planning Design and Development page of the City of Adelaide website.

## ATTACHMENTS

- END OF REPORT-

Adelaide Park Lands Expenditure and Income

ITEM 5.3 12/11/2019 The Committee

Program Contact: Shanti Ditter, AD Planning, Design & Development 8203 7756

Approving Officer: Klinton Devenish, Director Place

2013/00057 Public

### EXECUTIVE SUMMARY

At its meeting on 13 August 2019 Council resolved that:

Administration, in order to facilitate best practice planning for the Park Lands, provide at the earliest opportunity, a report detailing as far as possible all costs and associated income for the Park Lands, including (but not limited to):

- Capital projects
- Planning and design
- General improvements
- Maintenance
- Park Lands properties and leasing
- Events
- Car parking

This report sets out to identify the totality of costs associated with managing and improving the Park Lands, offset by the income derived through their use. The expenditure figures presented here may appear to differ from those in the 2019/20 Integrated Business Plan which takes a more project-based approach and separates out associated staff costs.

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### RECOMMENDATION

THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

1. Receives the report.

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## IMPLICATIONS AND FINANCIALS

City of Adelaide 2016-2020 Strategic Plan	Strategic Alignment – Liveable Work with neighbouring councils and the State Government to enhance the facilities, attractions, landscapes and movement networks in the Park Lands to meet the needs and expectations of growing high-density communities living in and near the City. (page 49)
Policy	Funding for implementation of the Strategy will be considered as part of the long term and annual budget planning of the City of Adelaide, State Government and other project stakeholders. (page 100 of the Adelaide Park Lands Management Strategy)
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
19/20 Budget Allocation	For the Adelaide Park Lands - \$25m, plus \$7.5m grant
Proposed 20/21 Budget Allocation	Undetermined
Life of Project, Service, Initiative or (Expectancy of) Asset	Ongoing
19/20 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Similar to the last three financial years
Other Funding Sources	Not as a result of this report

### DISCUSSION

#### Background

- The City of Adelaide (CoA) is responsible for managing approximately 690ha of the Adelaide Park Lands (74% of the total 930ha) including the six Squares and River Torrens / Karrawirra Pari, as shown in the Adelaide Park Lands Plan (Link 1).
- 2. Expenditure figures detailed in this report include associated staff costs for each program.
- 3. A funding deed established in 2006 between the City of Adelaide and the then Minister for Environment and Conservation provides for an annual grant to the City of Adelaide for the management and enhancement of the Park Lands. This grant commenced at approximately \$1.3m and has been increased annually by the Consumer Price Index so that this financial year the grant amount is approximately \$1.6m. The commencement figure for the grant was based on the value of the mains water use at the time.
- 4. The State Government has responsibility for managing approximately 26% of the Adelaide Park Lands, which mostly consists of the institutional, educational and biomedical precincts along north of North Terrace but also includes the Adelaide Botanic Garden (and Park) and West Terrace Cemetery.
- 5. The costs for maintaining the Adelaide Botanic Garden and Park for the State Government is \$4.5m, but offset by \$497k in income from events, shop, café and parking.

#### Total expenditure on the Park Lands managed by the City of Adelaide

6. Total expenditure on the Adelaide Park Lands has varied over the last two, and current, financial years as capital projects have been delivered, largely with grant money from the State Government. Table 1 shows the variation in total expenditure.

Financial Year	Total Park Lands Expenditure	Portion of total which is capital expenditure	Portion of capital expenditure attributable to grant money	Total Park Lands expenditure without grant money
2017/18	\$37.5m	\$20.1m	\$11.7m	\$25.8m
2018/19	\$26m	\$9.3m	\$2.5m	\$23.5
2019/20	\$33.1m	\$16.1m	\$7.5m	\$25.6m (\$25.6m represents 12.2% of the total 19/20 CoA budget)

Table 1 – Total expenditure on the Park Lands managed by the City of Adelaide

#### Non-Capital expenditure and income

7. Setting aside capital expenditure, CoA's costs in maintaining and managing the Park Lands have been reasonably consistent over the last two, and current, financial years. Income has also been reasonably consistent. These figures are shown in Table 2.

#### Table 2 - Non-capital expenditure and income

Financial Year	Non-capital expenditure	Non-capital income
2017/18	\$17.4m	\$7.0m
2018/19	\$16.7m	\$6.2m
2019/20	\$17m	\$6.2m

#### Park Lands expenditure

8. The following table shows the principal areas of expenditure for the Park Lands.

#### Table 3 – Areas of CoA expenditure for the Park Lands

Area of expenditure	Expenditure 2017/18	Expenditure 2018/19	Expenditure 2019/20		
Capital projects (not including State Government grants)	\$8.4m	\$6.7m	\$8.6m		
Golf Course and U-Park Park Lands	\$2.8m	\$2.9m	\$3.1m		
Public Realm	\$8.3m	\$7.9m	\$7.8m		
Park Lands Property	\$1.6m	\$1.4m	\$1.6m		
Park Lands Events	\$427k	\$438k	\$541k		
Planning, Design and Development (previously Strategy & Design)	\$889k	\$678k	\$756k		
Infrastructure	\$2.3m	\$2.4m	\$2.1m		
Adelaide Park Lands Authority	\$188k	\$187k	\$329k (includes \$100k for World Heritage project)		
Recreation and Sport (Community and Culture)	\$526k	\$525k	\$558k		
Sustainability	\$367k	\$259k	\$177k		
TOTALS	\$25.8m	\$23.4m	\$25.6m		

- 9. The figures here exclude the costs and income from the Aquatic Centre (a separate facility within the Park Lands) but include those for the Golf Courses which are open, accessible Park Lands.
- 10. Approximately 105.5 ha of CoA managed Park Land is occupied by sporting fields and courts maintained to varying degrees by holders of Sporting Licences. CoA contributes a fortnightly cut for most of these fields, excluding such areas as those used by the University of Adelaide and SACA.

#### Recent State Government capital expenditure in the Park Lands

- 11. In December 2013, the then Minister for Planning announced an investment in the Adelaide Park Lands of \$20m over a four-year period. This fund was allocated for the following enhancement projects:
  - 11.1. Pelzer Park / Pityarilla (Park 19) approx. \$4.63m
  - 11.2. Gladys Elphick Park / Narnungga (Park 25) approx. \$6.73m
  - 11.3. Josie Agius Park / Wikaparntu Wirra (Park 22) approx. \$3.24m
  - 11.4. Northern Park Lands either side of Prospect Road approx. \$3.2m
  - 11.5. A series of smaller projects, including:
    - 11.5.1. Rymill Park Master Plan
    - 11.5.2. Bikeways (not exclusively Park Lands)
    - 11.5.3. Temporary City Skate Park in King Rodney Park / Ityamai-itpina (Park 15)
- 12. The State Government is also separately and currently funding:
  - 12.1. The Skate Park redevelopment in Park 25 (\$3m)
  - 12.2. Quentin Kenihan Inclusive Playspace in Rymill Park / Murlawirrapurka (Park 14) (\$1m)

#### Park Lands income

13. Park Lands income is derived from the principal sources shown in Table 4.

Program	Income 2017/18	Income 2018/19	Income 2019/20	Notes			
Golf Course and U-Park Park Lands	\$2.4m	\$2.5m	\$2.8m	Approx. \$470k of that amount is derived from Park Lands parking operations.			
Annual State Government Grant	\$1.54m	\$1.56m	\$1.6m	Increases annually by CPI			
Public Realm	\$660k	\$613k	\$321k	Project cost recovery			
Park Lands Property	\$1.5m	\$1m	\$950k	Sporting and commercial Lease/ Licences			
Park Lands Events	\$575k	\$490k	\$500k				
Other	\$295k	\$6k	\$43k	Park Lands activity such as horse depasturing and River Torrens project cost recovery			
Totals	\$7.0m	\$6.2m	\$6.2m				

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Table 4 – Sources of CoA Park Lands income

ATTACHMENTS

- END OF REPORT -

### Adelaide Zero Project - Inner City Services Hub Business Case

ITEM 5.4 12/11/2019 The Committee

#### **Program Contact:**

Amy Pokoney, Acting AD Community & Culture 8203 7438

#### Approving Officer:

Clare Mockler, Deputy CEO & Director Culture

2017/03664 Public

### EXECUTIVE SUMMARY

On 9 August 2019, the State Government responded to both the City of Adelaide's and Don Dunstan Foundation's request for additional Adelaide Zero Project budget with funding to the value of \$237,285: \$45,000 towards an Inner City Service Hub Business Case; \$12,000 towards the 2019 Homelessness Conference, \$118,000 Backbone support; \$62,285 upgrade costs to the Waymouth Street Boarding House.

On 12 March 2019, Council resolved to commit an additional \$200,000 to the Adelaide Zero Project in 2019-2020, contingent on State Government funding the remaining requirement to implement other recommendations of the IGH report. This report provides information from which Council can consider its readiness to release part or all of these additional project funds.

## RECOMMENDATION

#### THAT THE COMMITTEE RECOMMENDS TO COUNCIL

#### That Council:

- 1. Authorises release of \$45,000 towards delivery of the recommendation of the IGH report to develop a business case for an Inner-city services hub, matching the State Government 2019-2020 budget commitment of \$45,000.
- 2. Notes the visit of Dr Nonie Brennan, co-author of the IGH report, and the intention for Dr Brennan to work with Adelaide Zero Project partners to progress planning and implementation of other Adelaide Zero Project deliverables captured in the February IGH report which may result in opportunities to allocate the remainder of the \$200,000.

## IMPLICATIONS AND FINANCIALS

City of Adelaide 2016-2020 Strategic Plan	Strategic Alignment – LiveableWork with the State Government, community leaders and community organisations to support vulnerable members of the community.Develop and celebrate strong and resilient communities that are welcoming and encourage people of all ages, cultures and means to participate in City life, including through volunteer opportunities.Increase participation of the broadest range of residents in the community life of their neighbourhood.
Policy	Not as a result of this result
Consultation	Not as a result of this result
Resource	Not as a result of this result
Risk / Legal / Legislative	Not as a result of this result
Opportunities	Addresses a priority recommendation of the IGH report
19/20 Budget Allocation	\$45,000 (from existing \$200,000 project budget allocation)
Proposed 20/21 Budget Allocation	Not as a result of this result
Life of Project, Service, Initiative or (Expectancy of) Asset	The Adelaide Zero Project to End Homelessness is currently due for completion in December 2020.
19/20 Budget Reconsideration (if applicable)	Not as a result of this result
Ongoing Costs (eg maintenance cost)	Not as a result of this result
Other Funding Sources	\$45,000 Government of South Australia

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## DISCUSSION

- 1. In November 2017, Adelaide was named one of only 12 Vanguard Cities in the world invited to work with the Institute of Global Homelessness to make an impact towards reducing homelessness globally.
- 2. In September 2018, Dame Louise Casey of the Institute of Global Homelessness and Dr Nonie Brennan from All Chicago visited Adelaide to conduct a service review of the Adelaide homelessness sector and implementation of the Adelaide Zero Project to End Homelessness, the Adelaide community's response to our Vanguard City status.
- 3. In February 2019, a service review report with recommendations for sector improvement and collaboration was released.
- 4. On 12 March 2019, Council resolved the following:
  - 1. Note receipt of the Institute of Global Homelessness' (IGH) report written by Dame Louise Casey recommending, among other things, increasing support for the Adelaide Zero Project's backbone work and the development of a business case to create an inner-city social services hub.
  - 2. Note the City of Adelaide does not have the financial capacity to fully implement the recommendations of the report.
  - 3. Budget a further contribution of \$200,000 in the 2019- 2020 budget consideration process, contingent on State Government funding the remaining requirement to implement other recommendations of the IGH report.
- 5. The City of Adelaide was already considering In Kind support to the value of \$117,980 to the Adelaide Zero Project for combined Backbone and Business Alliance support through an existing Strategic Partnership with the Don Dunstan Foundation in the 2019-2020 budget. This was later endorsed.
- 6. The Don Dunstan Foundation made a budget request to the State Government to meet delivery requirements of the remainder of the IGH report recommendations to the value of \$1,132,000 meaning the remainder minus City of Adelaide's contribution would be \$932,000.
- In August 2019, the State Government responded to both the City of Adelaide's and Don Dunstan Foundation's request for additional Adelaide Zero Project budget with funding to the value of \$237,285: \$45,000 towards an Inner City Service Hub Business Case; \$12,000 towards the 2019 Homelessness Conference, \$118,000 Backbone support; \$62,285 upgrade costs to the Waymouth Street Boarding House.
- 8. The State's allocation of \$237,285 does not meet the funding requirements to implement the remainder of the recommendations in the IGH report.
- 9. Dr Nonie Brennan is visiting Adelaide in November 2019 as a Don Dunstan Foundation Thinker in Residence. Dr Brennan will meet with Adelaide Zero Project partners including with City of Adelaide staff and the Lord Mayor and host public masterclasses and discussions.
- 10. Dr Brennan will work with Adelaide Zero Project partners to progress planning and implementation of other Adelaide Zero Project deliverables captured in the February IGH report which may result in opportunities to allocate the remainder of the \$200,000.

ATTACHMENTS

Nil

- END OF REPORT -

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### 2019-20 Quarter 1 Finance Report

ITEM 5.5 12/11/2019 The Committee

Program Contact: Tracie Dawber, AD Finance & Procurement 8203 7002

Approving Officer: Clare Mockler, Deputy CEO & Director Culture

2018/03947 Public

## EXECUTIVE SUMMARY:

The 2019-20 Quarter 1 Finance Report summarises:

- The year to date financial performance for the quarter ended 30 September 2019
- Proposed adjustments to the 2019-20 Budget to fund emerging priorities and adjust income and expenditure in line with the 2019-20 Quarter 1 Revised Forecast.

The financial result for the first quarter is a net funding deficit of (\$6.0m) including subsidiaries which is \$4.8m favourable to budget. This is primarily due to the timing variations in the delivery of projects \$3.8m and operational expenditure \$1.1m.

The proposed net adjustments for Quarter 1 are \$0.9m including subsidiaries. This includes additional requests of (\$1.7m) offset by savings of \$1.1m, carry forwards of \$1.2m and net adjustment to subsidiaries of \$0.2m.

These adjustments would reduce the net funding deficit for 2019-20 to (\$15.7m), and the forecasted borrowings at 30 June 2020 to (\$62.7m). This level of borrowing is within our current Prudential Borrowing Limits.

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## **RECOMMENDATION:**

#### THAT THE COMMITTEE RECOMMENDS TO COUNCIL

That Council:

- 1. Notes the year to date Financial Performance for the quarter ended 30 September 2019, as detailed in Schedule 2 of Attachment A to Item 5.5 on the Agenda for the meeting of The Committee held on 12 November 2019.
- 2. Notes the year to date Treasury Report for the quarter ended 30 September 2019, as detailed in Schedule 3 of Attachment A to Item 5.5 on the Agenda for the meeting of The Committee held on 12 November 2019.
- 3. Notes the 2019-20 Proposed Quarter 1 revised Long Term Financial Plan, forecasted Key Financial Indicators, and prudential borrowing ratios as detailed in Schedules 5-7 of Attachment A to Item 5.5 on the Agenda for the meeting of The Committee held on 12 November 2019.
- 4. Notes the 2019-20 Uniform Presentation of Finances as detailed in Schedule 8 of Attachment A to Item 5.5 on the Agenda for the meeting of The Committee held on 12 November 2019.
- 5. Approves the 2019-20 proposed Quarter 1 revised forecast for General Operations, Business Operations, Projects, the Infrastructure Program, and Major Projects (City Transformation Investments) as summarised in Schedule 4 and detailed in Schedules 9-14 in Attachment A to Item 5.5 on the Agenda for the meeting of The Committee held on 12 November 2019.
- 6. Approves the proposed carry forwards for Projects and the Infrastructure Program as summarised in Schedule 4 and detailed in Schedules 11-13 in Attachment A to Item 5.5 on the Agenda for the meeting of The Committee held on 12 November 2019.

- Notes the Quarter 1 Capital Program Report for the period ended 30 September 2019 as included in Schedule 15 in Attachment A to Item 5.5 on the Agenda for the meeting of The Committee held on 12 November 2019.
- 8. Approves the proposed carry forwards for the Adelaide Central Market Authority and Rundle Mall Management Authority as summarised in Schedule 16 and detailed in Schedule 17 of Attachment A to Item 5.5 on the Agenda for the meeting of The Committee held on 12 November 2019.

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## IMPLICATIONS AND FINANCIALS:

City of Adelaide 2016-2020 Strategic Plan	Strategic Alignment - Corporate Activities The deliverables and objectives set out in the Quarter 1 Revised Forecast (QF1) document are directly aligned to the delivery of year 4 of the 2016-2020 City of Adelaide Strategic Plan.
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	The quarterly review meets Council's obligations under the <i>Local Government Act 1999</i> and <i>Local Government (Financial Management) Regulations 2011.</i> Schedule 7 provides the revised Prudential Borrowing Ratios based on the proposed Quarter 1 Revised Forecast adjustments. These indicate that our 10-year projection of borrowings is within our current Prudential Borrowing Limits, subject to decision of strategic property investments.
Opportunities	Not as a result of this report
19/20 Budget Allocation	Adjustments to the 2019-20 Budget are detailed throughout the Report and Attachment A.
Proposed 20/21 Budget Allocation	Proposed carry forwards from 2019-20 of \$1.2m into 2020-21 as summarised in Schedule 4 and detailed in Schedules 11-13 in <b>Attachment A</b> .
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
19/20 Budget Reconsideration (if applicable)	Yes. Proposed adjustments to the budget arising from the Quarter 1 revised forecast for Operating and Capital Projects, the Infrastructure Program, and Major Projects (City Transformation Investments) are summarised in Schedule 4 and detailed in Schedules 9-14 in <b>Attachment A</b> . The net funding surplus for 2019-20 is forecast to reduce from (\$16.6m) to (\$15.7m).
Ongoing Costs (eg maintenance cost)	Not as a result of this report

## DISCUSSION

- 1. **Attachment A** provides a summary of the financial performance for the quarter ended 30 September 2019 and proposes adjustments to the 2019-20 Budget arising from the Quarter 1 Revised Forecast (QF1).
- 2. Schedule 1 provides a summary of the adjustments to the 2019-20 budget since it was adopted by Council on 25 June 2019 to arrive at the current 2019-20 Budget. These include:
  - 2.1. The inclusion of carry forwards from 2018-19 of (\$32.9m) as reported at Preliminary End of Year and approved by Council in the revised forecasts on 11 December 2018, 12 February 2019, 16 April 2019 and 12 August 2019.
  - 2.2. The revised forecast of the 2019-20 Budget at Preliminary End of Year as approved by Council on 12 August 2019.
  - 2.3. Net zero bottom line adjustments arising from the recategorization of income and expenditure following the implementation of a new corporate structure that commenced 1 July 2019.
- 3. Schedule 2 compares the financial performance for the first quarter to 30 September 2019 and shows a net to funding deficit of (\$6.0m) inclusive of subsidiaries which is \$4.8m favourable to the year to date budget. The favourable variance is primarily due to:
  - 3.1. Timing variations in the delivery of projects for City of Adelaide \$3.8m.
  - 3.2. Favourable variances in rate income, contractual expenditure and interest within General Operations \$0.6m.
  - 3.3. Favourable variances in Business Operations of \$0.5m including Property, the Aquatic Centre and UPark.
- 4. Schedule 3 provides the Treasury Report for the first quarter and shows borrowings as at 30 September 2019 of \$40.0m which is within our Prudential Borrowing Limits.
- 5. Schedule 4 provides a summary of all proposed adjustments to income and expenditure arising from emerging priorities, additional costs, savings, transfers between categories and carry forwards recommended by the Administration. The proposed net adjustments for QF1 are \$0.9m, reducing the forecast funding deficit for 2019-20 from (\$16.6m) to (\$15.7m).
- 6. General Operations are forecast to be (\$0.2m) unfavourable to budget due to additional requests of (\$0.6m) offset by savings of \$0.3m and transfers \$0.1m. Refer to Schedule 9 for a list of proposed adjustments.
- Business Operations are forecast to be \$0.2m favourable to budget. These include a transfer \$0.1m and savings within the Aquatic Centre and Property \$0.1m, partially offset by a forecast reduction in income (\$0.05m). Refer to Schedule 10 for a list of proposed adjustments.
- 8. Projects are forecast to be (\$0.1m) unfavourable to budget due additional requests (\$0.1m), transfers (\$0.1m) and carry forwards \$0.2m. Refer to Schedule 11 for a list of proposed adjustments.
- 9. The Infrastructure Program is forecast to be \$0.9m favourable to budget due to savings \$0.7m and carry forwards \$1.0m, partially offset by additional requests (\$0.8m) and transfers (\$0.04m). Refer to Schedule 12 for a summary of the Infrastructure Program and Schedule 13 for a detailed list of proposed adjustments.
- 10. Major Projects (City Transformation Investments) are forecast to be \$0.2m favourable to budget due an additional request (\$0.1m) and transfer (\$0.1m). Refer to Schedule 14 for a list of proposed adjustments.
- 11. Subsidiaries are forecast to be \$0.2m favourable to budget due to a net improvement in the operating position for the Adelaide Central Market Authority (ACMA) \$0.1m, and an adjustment in the carry forward of surplus funds for the Rundle Management Authority (\$0.1m). The confirmed allocation is \$21,000, noting an initial provision of \$166,000 was made at Preliminary End of Year. Refer to Schedule 16 for a summary of the subsidiaries, and Schedule 17 a list of proposed adjustments for ACMA.
- 12. The forecast borrowings at the end of the financial year are (\$62.7m), which is a \$0.9m reduction compared the budget (August forecast) (\$63.6m).
- 13. Schedule 5 provides the revised Long Term Financial Plan with the proposed borrowings and baseline changes into 2019-20 and beyond based on the proposed Quarter 1 Revised Forecast adjustments.
- 14. Schedule 6 provides the revised Key Financial Indicators and Ratios based on the proposed Quarter 1 Revised Forecast adjustments.
- 15. Schedule 7 provides the revised Prudential Borrowing Ratios based on the proposed Quarter 1 Revised Forecast adjustments. These indicate that our 10-year projection of borrowings is within our current Prudential Borrowing Limits, subject to decision of strategic property investments.

- 16. Schedule 8 provides the revised Uniform Presentation of Finances based on the proposed Quarter 1 Revised Forecast adjustments.
- 17. Schedule 13 provides a summary of the Capital Program performance for 2019-20 where 29% of the budget has been spent or committed, with 15% of projects delivered, and a further 33% in the construction / delivery phase.

### ATTACHMENTS

Attachment A - 2019-20 Quarter 1 Revised Forecast

- END OF REPORT -

# 2019-20 Quarter 1 Revised Forecast

Attachment A



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Revised Forecast	Schedule 4: Proposed 2019-20 Quarter 1 Revised Forecast Schedule 5: Quarter 1 Revised Long-Term Financial Plan Schedule 6: Quarter 1 Revised Key Financial Indicators and Ratios Schedule 7: Quarter 1 Revised Prudential Borrowing Ratios
Uniform Presentation of Finances	Schedule 8: Quarter 1 Uniform Presentation of Finances
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Major Projects	Schedule 14: Proposed amendments to Major Projects
Capital Report	Schedule 15: Quarter 1 Capital Program Report
Subsidiaries	Schedule 16: Subsidiaries Summary Schedule 17: Proposed amendments to Adelaide Central Market Authority

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Slide 2: The Committee Meeting - Agenda - 12 November 2019

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# **Schedule 1:** Summary of adjustments since adoption of the 2019-20 Budget

Financial Performance

Revised Forecast

Uniform Presentation of Finances

General & Busines Operations

**Projects** 

Infrastructur

Maior Project

Capital Repo

Subsidiaries

This schedule provides a reconciliation of the current budget (before the Quarter 1 revised forecast)

	Full Year							
\$'m	2019-20 Budget before retiming adjustments	Retiming adjustments	2019-20 Budget with Carry Forwards	August 2019 Revised Forecast adjustments	August 2019 Revised Forecast	Structure Realignment	Budget following revised forecast and realignment	
General Operations	37.0	-	37.0	(0.3)	36.7	-	36.7	
Business Operations	26.3	-	26.3	(0.1)	26.2	(0.4)	25.8	
Funding available for Projects	63.3	-	63.3	(0.4)	62.9	(0.4)	62.5	
Projects	(20.3)	(2.8)	(23.1)	(0.3)	(23.4)	0.4	(23.0)	
Infrastructure Program & Renewals	(40.6)	(8.5)	(49.1)	0.7	(48.4)	-	(48.4)	
Projects & Infrastructure Program	(60.9)	(11.3)	(72.3)	0.4	(71.8)	0.4	(71.4)	
Underlying Surplus/(Deficit)	2.5	(11.3)	(9.0)	(0.0)	(8.9)	-	(8.9)	
Major Projects	(6.5)	(12.8)	(19.3)	0.1	(19.2)	-	(19.2)	
Commercial Opportunities	23.7	(7.0)	16.7	-	16.8	0.0	16.8	
City of Adelaide Surplus/(Deficit)	19.7	(31.1)	(11.5)	0.1	(11.4)	-	(11.4)	
Subsidiaries	(3.3)	(1.9)	(5.2)	-	(5.2)	-	(5.2)	
Net Surplus/(Deficit)	16.4	(32.9)	(16.7)	0.1	(16.6)	-	(16.6)	
Retiming adjustments	(18.4)							
Net Surplus/(Deficit) with 2018-19 Quarters 1 – 3 retiming adjustments	(2.0)							
	V							
Total Cash/(Borrowings) at Year End			(63.7)	0.1	(63.6)		(63.6)	

The Structure realignment includes:

- Transfer of \$328k from Projects to General Operations for Marketing Recharges \$238k and the reallocation of resource costs \$90k
- Transfer of \$401k from Business Operations to General Operations for net income relating to the Town Hall
- Transfer of \$45k from Commercial Opportunity to General Operations for Marketing Recharges

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# Schedule 2: 2019-20 Financial Performance to 30 September 2019

Financial Performance

Revised Forecast

Uniform Presentation of Finances

General & Business Operations

Projects

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Major Project

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This schedule compares the 2019-20 actual p	performance against 2019-20 Budget (August).

	Year to Date			
Actual	2019-20 Budget (August)	Variance	2019-20 Budget (August)	
6.6	6.0	0.6	36.7	
6.5	6.0	0.5	25.8	
13.1	12.0	1.1	62.5	
(4.4)	(5.4)	1.0	(23.0)	
(7.2)	(8.2)	1.0	(48.4)	
(11.6)	(13.6)	2.0	(71.4)	
1.5	(1.6)	3.1	(8.9)	
(4.4)	(5.2)	0.8	(19.2)	
(5.7)	(6.6)	0.9	16.8	
(8.5)	(13.3)	4.8	(11.4)	
2.5	2.5	0.0	(5.2)	
(6.0)	(10.8)	4.8	(16.6)	
	6.6 6.5 13.1 (4.4) (7.2) (11.6) 1.5 (4.4) (5.7) (8.5) 2.5	Actual         2019-20 Budget (August)           6.6         6.0           6.5         6.0           13.1         12.0           (4.4)         (5.4)           (7.2)         (8.2)           (11.6)         (13.6)           1.5         (1.6)           (4.4)         (5.2)           (5.7)         (6.6)           (8.5)         (13.3)           2.5         2.5	Actual2019-20 Budget (August)Variance6.66.00.66.56.00.513.112.01.1(4.4)(5.4)1.0(7.2)(8.2)1.0(11.6)(13.6)2.01.5(1.6)3.1(4.4)(5.2)0.8(5.7)(6.6)0.9(8.5)(13.3)4.82.52.50.0	

Total Cash/(Borrowings) at Year End

The year to date net funding deficit is (\$6.0m) which is \$4.8m favourable to budget. Key variances include:

- General Operations \$0.6m favourable primarily due rate income \$0.4m, contractors \$0.2m and interest expense \$0.2m, partially offset by unfavourable variances in net resource costs (\$0.1m).
- Business Operations \$0.5m favourable primarily due to favourable variances Property \$0.3m, Aquatic Centre \$0.2m and UPark \$0.2m, partially offset by the business operations target (\$0.3m). *Refer to the 2019-20 Quarter 1 Commercial Operations Report.*
- **Projects \$1.0m favourable** due to timing variances on the delivery of projects.
- Infrastructure Program \$1.0m favourable due timing variances in the delivery of projects including Transport \$0.5m, Water Infrastructure \$0.3m and Streets \$0.2m. *Refer to Schedule 12 for further detail.*
- **Major Projects \$0.8m favourable** due to timing variances in the delivery of projects including the Smart Parking projects \$0.4m, the Gawler Place Development \$0.2m and Bikeways \$0.2m.
- **Commercial Opportunities \$0.9m favourable** primarily due to the timing of the Gawler Place UPark works \$0.9m.
- Subsidiaries \$0.1m due to identified savings by the Adelaide Central Market Authority & timing variances.

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(63.6)

# **Schedule 3:** 2019-20 Treasury Report to 30 September 2019

#### Financial Performance

#### **Borrowing Facility**

Borrowings Facility	Available	Interest Type	Borrowing(s) Amount as at 30 September 2019	Change since previous report	Maturity Date	CAD Interest Rate
LGFA CAD 554	\$30m	Variable	\$30.0m	(\$0.0m)	16/12/2023	2.25%
LGFA CAD 555	\$70m	Variable	\$10.0m	(\$1.45m)	15/06/2033	2.25%

• Note CAD facilities are flexible and allows Council to convert all or part of it into a fixed rate interest only loan for a maximum of 5 years.

• Rate decreased by 0.25% from \$2.50% to 2.25% on the 3 July 2019

#### **Prudential Borrowing Limits**

Prudential Limit Ratio	Comments	Limits	YTD Actual to September 2019
Debt Service Coverage Ratio	The number of times Council's annual 'Amount Available for Projects' can service annual principle and interest commitments.	Min 5 times	9.5 times
Leverage Test	Total borrowings expressed as a multiple of the annual 'Amount Available for Projects.	Max 1.5 years	1.0 years
Asset Test	The percentage of total borrowings to Council's saleable property assets.	Max 25%	17.5%

#### Interest Income/(Expenditure)

\$'000	Quarter 1 1 July to 30 September 2019		Year to Date		Annual	
Interest	Actual	Budget	Actual	Budget	Budget	Administration Comments
Revenue	\$7	\$11	\$7	\$11	\$50	Interest revenue consists of interest earnt on operating monies held in the NAB operating account.
Expense	(\$248)	(\$621)	(\$248)	(\$621)	(\$2,468)	Interest expense consist of LGFA CAD facility.

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# Schedule 4: Proposed 2019-20 Quarter 1 Revised Forecast

Financial Performance

#### **Revised Forecast**

Uniform Presentation of Finances

General & Busines Operations

Projects

Infrastructur

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Subsidiaries

This schedule com	pares the August	2019 Forecast to th	ne Quarter 1 I	Revised Forecast.

\$'m	2019-20 Budget (August Forecast)	Proposed 2019-20 QF1 Budget	Variance to Budget
General Operations	36.7	36.5	(0.2)
Business Operations	25.9	26.0	0.2
Funding available for Projects	62.5	62.5	(0.0)
Projects	(23.0)	(23.1)	(0.1)
Infrastructure Program & Renewals	(48.4)	(47.6)	0.9
Projects and Infrastructure Program	(71.5)	(70.6)	0.8
Underlying Surplus/(Deficit)	(8.9)	(8.1)	0.8
Major Projects	(19.2)	(19.4)	(0.2)
Commercial Opportunities	16.7	16.7	-
City of Adelaide Surplus/(Deficit)	(11.4)	(10.8)	0.6
Total Subsidiaries	(5.2)	(4.9)	0.2
Net Surplus/(Deficit)	(16.6)	(15.7)	0.9

Total Cash/(Borrowings) at Year End (63.6) (62.7) 0.9

The proposed net adjustments are \$0.9m reducing the cumulative funding requirement for 2019-20 from (\$63.6m) to (\$62.7m). This includes proposed timing adjustments of \$1.2m to 2020-21.

The forecast funding deficit for 2019-20 has reduced from (\$16.6m) to (\$15.7m).

- General Operations (\$0.2m) due to additional requests of (\$0.6m) offset by savings of \$0.3m and transfers \$0.1m. *Refer to Schedule 9.*
- **Business Operations \$0.2m** primarily due to a transfer \$0.1m and savings within the Aquatic Centre and Property \$0.1m. *Refer to Schedule 10.*
- **Projects (\$0.1m)** including additional requests (\$0.1m), transfers (\$0.1m) and carry forwards \$0.2m. *Refer to Schedule 11 for a detailed breakdown.*
- Infrastructure Program \$0.9m including savings \$0.7m and carry forwards \$1.0m, partially offset by additional requests (\$0.8m). *Refer to Schedules 12 and 13 for a detailed breakdown.*
- Major Projects (\$0.2m) due additional request (\$0.1m) and transfer (\$0.1m). *Refer to Schedule 14 for a detailed breakdown.*
- Subsidiaries \$0.2m due to an improvement in Adelaide Central Market Authority's operating forecast \$0.1m, and an a reduction in the provisional carry forwards from 2018-19 Preliminary End of Year. *Refer to Schedules 16 and 17 for a detailed breakdown.*

# **Schedule 5:** Quarter 1 Revised Long-Term Financial Plan

Financial Performance

#### **Revised Forecast**

Uniform Presentation of Finances

General & Business Operations

Projects

Infrastructure Program

Major Projects

**Capital Repo** 

Subsidiaries

This schedule provides the Long Term Fina	cial Plan updated for the Cumulative Borrowing Position into 2020-21 and beyond.	

\$'m	2019-20 Budget (August)	2019-20 Quarter 1 Forecast	2020-21 Plan	2021-22 Plan	2022-23 Plan	2023-24 Plan	2024-25 Plan	2025-26 Plan	2026-27 Plan	2027-28 Plan	2028-29 Plan
General Operations											
General Rates	108.6	108.6	112.2	115.9	119.7	123.7	127.7	132.0	136.3	140.8	145.5
Revenue	33.3	34.9	35.7	36.5	37.3	38.2	39.1	40.0	40.9	41.8	42.8
Expenditure	(105.1)	(107.0)	(108.9)	(111.7)	(114.2)	(116.6)	(119.1)	(121.6)	(124.2)	(126.7)	(129.3)
General Operations Surplus	36.7	36.5	38.9	40.7	42.9	45.2	47.7	50.3	53.0	55.9	59.0
Business Operations											
Revenue	48.4	47.1	48.7	49.8	51.0	52.1	53.3	54.6	55.8	57.1	58.4
Expenditure	(22.7)	(21.0)	(21.7)	(22.2)	(22.8)	(23.3)	(23.8)	(24.4)	(24.9)	(25.5)	(26.1)
Business Operations Surplus	25.8	26.0	26.9	27.6	28.2	28.8	29.5	30.2	30.9	31.6	32.3
Amount available for Projects	62.5	62.5	65.8	68.2	71.1	74.0	77.2	80.4	83.9	87.5	91.3
Projects (inc. Grants & Sponsorships)	(23.0)	(23.1)	(20.9)	(21.2)	(21.7)	(22.2)	(22.7)	(23.3)	(23.8)	(24.4)	(24.9)
Capital Works Program											
Infrastructure Program	(38.7)	(37.8)	(35.7)	(34.2)	(35.1)	(36.0)	(36.9)	(37.8)	(38.8)	(39.8)	(40.8)
Other Asset Renewals	(2.4)	(2.5)	(3.1)	(3.2)	(3.2)	(3.3)	(3.4)	(3.5)	(3.6)	(3.6)	(3.7)
Capital Works Program Management	(7.3)	(7.3)	(7.5)	(7.6)	(7.8)	(8.0)	(8.2)	(8.4)	(8.6)	(8.8)	(9.0)
Infrastructure Program and Renewals	(48.4)	(47.6)	(46.3)	(45.0)	(46.1)	(47.3)	(48.5)	(49.7)	(50.9)	(52.2)	(53.5)
Underlying Current Year Funding Surplus/(Deficit)	(9.0)	(8.1)	(1.4)	2.0	3.2	4.5	5.9	7.5	9.2	10.9	12.9
Major Projects	(19.2)	(19.4)	(1.0)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Commercial Opportunities	16.8	<b>16.7</b>	(0.4)	(0.2)	(0.1)	0.0	0.1	0.2	0.2	0.2	0.2
Annual Funding Surplus/(Deficit) excl. Subsidiaries	(11.4)	(10.8)	(2.7)	1.8	3.1	4.5	6.0	7.7	9.3	11.1	13.1
Subsidiaries	(5.2)	(4.9)	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Annual Funding Surplus/(Deficit) incl. Subsidiaries	(16.6)	(15.7)	(2.7)	1.8	3.1	4.5	6.0	7.7	9.3	11.1	13.1
Cumulative Funding Surplus/(Deficit) at End of Year incl. Subsidiaries	(63.6)	(62.7)	(65.4)	(63.7)	(60.6)	(56.1)	(50.0)	(42.4)	(33.0)	(21.9)	(8.9)

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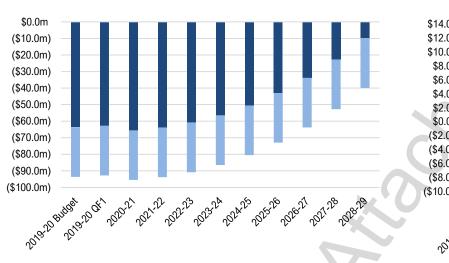
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# **Schedule 6:** Quarter 1 Revised Key Financial Indicators and Ratios

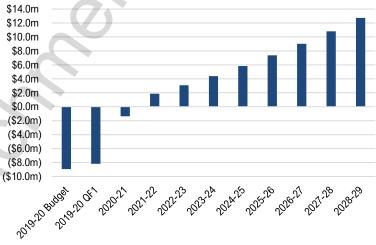
inancial Performance

#### **Revised Forecast**

- Uniform Presentation of Finances
- General & Busine Operations
- Projects
- Infrastructur Program
- Major Projects
- **Capital Report**
- Subsidiaries



#### **Underlying Operating Surplus/(Deficit)**

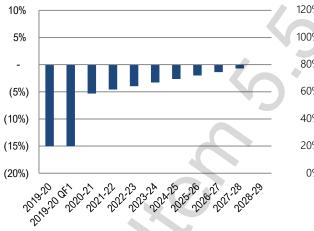


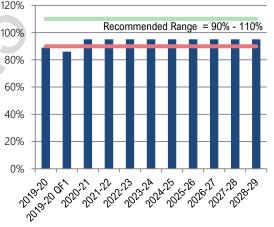
#### Draft LTFP LTFP without property activities

**Operating Surplus Ratio** 

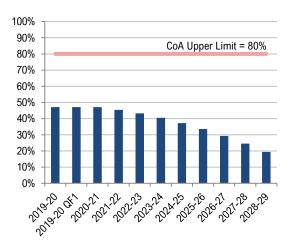
Borrowings

#### **Asset Sustainability Ratio**





#### **Net Financial Liabilities Ratio**



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# **Schedule 7:** Quarter 1 Revised Prudential Borrowing Ratios

Financial Performance

#### **Revised Forecast**

Uniform Presentation of Finances

General & Busin Operations

Projects

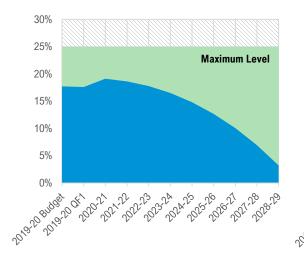
Infrastructure Program

Major Project

**Capital Report** 

Subsidiaries





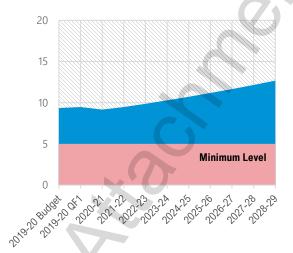
The percentage of total borrowings to Council's saleable property assets.

#### Maximum 25%

Total Borrowings / Total Saleable Property Assets

(Saleable Property Assets = Total Property Assets LESS Landmark Public Buildings and Park Lands)

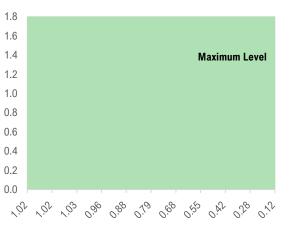




The number of times Council's annual 'Amount Available for Projects' can service annual principle and interest commitments.

#### Minimum 5 times

(General Operations Surplus + Commercial Businesses Surplus) / Annual Principal and Interest Payments. Net Financial Liabilities Ratio



Total borrowings expressed as a multiple of the annual 'Amount Available for Projects.

#### Maximum 1.5 Years

Total Borrowings / (General Operations Surplus + Commercial Businesses Surplus)

# **Schedule 8:** Uniform Presentation of Finances

Financial Performance

**Revised Forecast** 

## Uniform Presentation of Finances

General & Business Operations

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Infrastructur

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Subsidiaries

\$'m	2019-20 Budget (August)	Proposed 2019-20 QF1 Budget
Income	205.1	205.2
less Expenses	(216.1)	(216.0)
Operating Surplus / (Deficit)	(11.0)	(10.8)
less Net Outlays on Existing Assets		
Net Capital Expenditure on Renewal & Replacement of Existing Assets	55.4	54.5
less Depreciation, Amortisation and Impairment	(45.5)	(45.5)
less Amounts received specifically for Existing Assets	(1.9)	(1.9)
Net Outlays on Existing Assets	8.0	7.1
less Net Outlays on New and Upgraded Assets		
Net Capital Expenditure on New and Upgraded Assets	42.6	42.8
less Amounts received specifically for New and Upgraded Assets	(45.0)	(45.0)
Net Outlays on New and Upgraded Assets	(2.4)	(2.2)
Net Lending / (Borrowing) for the Financial Year	(16.6)	(15.7)
Operating Surplus / (Deficit)	(11.0)	(10.8)
add Project related Expenditure	(19.8)	(19.5)
Forecast Accounting Surplus / (Deficit)	(30.8)	(30.3)

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### Schedule 9: General Operations

Financial Performance

**Revised Forecast** 

Uniform Presentation of Finances

General & Business Operations

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Reference	Description	Proposed Budget Adjustment \$'000s	Administration Comment
GO-01	E-Scooter Licence Agreement	46	Increase in income from the e-scooter licence agreement extension. Council ID 19646
GO-02	City Works Permits	200	Forecast increase in City Works Permit income.
GO-03	Event income	30	Forecast increase in Minor Events income.
G0-04	On Street Parking	(140)	Forecast reduction in explation income.
00-04	on street Parking	(18)	Forecast reduction in on-street parking income from the Sturt Street free parking trial. Council ID 19364
G0-05	Building Audits	2	Increases in allocation of ovternal funding to undertake building audit program
GO-06	Building Addits	(2)	Increase in allocation of external funding to undertake building audit program.
	Finance System Upgrade Resourcing	119	Reallocation of resourcing budget from General Operations to Project P06 Finance System Upgrade.
GO-07	Utility saving target	(36)	Allocation of utility savings from Business Operations
GO-08	Operational savings	30	Reallocation of minor operational savings to fund the digitisation of the City of Adelaide building blue prints P09 Digitalise Plans.
GO-09	Marketing Software	(105)	Funding for corporate software to support digital marketing activities.
GO-10	Condition Audits	(300)	Additional funding to undertake condition audits on buildings, transportation assets and urban elements to inform the revaluations and the asset management plans.
Total adjustr	nents for General Operations	(235)	

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Table Key

Additional Expenditure /

Reduced Income

Savings / Increased Income

Transfers /

Zero Bottom Line

### Schedule 10: Business Operations

Financial Performance

**Revised Forecast** 

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Reference	Description	Proposed Budget Adjustment \$'000s	Administration Comment
BO-01	UPark Software	104	Reallocation of software budget for system implementation in Major Projects S791 Smart City – Off Street Parking.
BO-02	Aquatic Centre Operations	80	Reallocation of operational budget to fund gym equipment in V403 Aquatic Centre Health Club Equipment.
BO-03	Utility savings	36	Reallocation of savings in utilities to GO-08 Utility Savings Target
BO-04	Property Income	(48)	Reduction in revenue based rental income from Adelaide Central Market Authority (ACMA) to align with ACMA's QF1 Forecast.
Total adjustments for Business Operations 17			

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Table Key

Additional Expenditure /

Reduced Income

Transfers /

Zero Bottom Line

Carry Forwards

Savings /

Increased Income

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### Schedule 11: Projects

Financial Performance

Revised Forecast

Uniform Presentation of Finances

General & Busines Operations

#### **Projects**

Infrastructure Program Major Project

сарна керо

Subsidiaries

Project Number	Project	2019-20 Net Budget \$'000s	Proposed Budget Adjustment \$'000s	Proposed Carry Forwards \$'000s	Revised Net Budget 2019-20 \$'000s	Administration Comment	Contracted
P01	Smart Move Strategy	(84)	62	-	(22)	Consolidation of the Smart Move Strategy into the 2019-	Yes
P02	Transport Services	(110)	(62)	-	(172)	20 Transport Services project.	Partial
P03	Hindley Street Shop Front Improvement		(50)		(50)	Allocation of resourcing to support economic development in Hindley Street from U102 Hindley Street in the Infrastructure Program.	NA
P04	Turning Gray Street Green	(35)	15	-	(20)	Transfer for grant funding to U119 Turning Gray Street Green	No
P05	Climate Change Action Initiatives Fund (Water Sensitive City)	(90)	20	0.	(70)	Allocation of funding to U119 Turning Gray Street Green.	No
P06	Finance System Upgrade	-	(119)	-	(119)	Allocation of resource costs to project transferred from General Operations.	NA
P07	Representation Review	(100)	-	50	(50)	Project delayed due to timeframes with the Local Government Reforms.	No
P08	City Activation	(1,000)	-	100	(900)	Funding for 2020 Winter Splash activation events committed but not expended until July and August 2020.	NA
P09	Digitalise Plans		(30)	-	(30)	Funding to digitise City of Adelaide building blue prints.	Partial
P10	North Adelaide Parking Review	(66)	(40)	-	(106)	Funding for changes to parking in North Adelaide following the parking review. <b>Council ID 19666</b>	Partial
Projects	with no changes	(21,535)			(21,535)		
Total Pro	jects	(23,020)	(204)	150	(23,734)		

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Table Key

Additional Expenditure /

Reduced Income

Transfers /

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# **Schedule 12:** Infrastructure Program and Renewals Summary

Financial Performance

**Revised Forecast** 

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Category \$'000s	2019-20 Integrated Business Plan	Prior year carry forwards	Revised Forecast August 2019	Current 2019-20 Net Budget	Proposed Net Budget Adjustment	Proposed Net Carry Forwards	Proposed Revised 2019-20 Net Budge
Streets	(8,098)	(4,490)	-	(12,588)	30	1,000	(11,559
Park Lands	(3,023)	(404)	-	(3,427)	(3)		(3,429
City Works							
Transport	(6,119)	(1,887)	677	(7,330)	(280)	-	(7,609
Traffic Signal	(1,208)	(120)	-	(1,328)	199		(1,129
Bridges	(325)	(38)	-	(363)	-	-	(363
Lighting & Electrical	(1,482)	(12)	-	(1,494)	-	-	(1,494
Water Infrastructure	(2,081)	(326)	-	(2,407)	167	-	(2,241
Urban Elements	(588)	0	-	(588)		-	(588
Park Lands Assets	(1,050)	(28)	-	(1,078)	-	-	(1,078
Design Services	(46)	0	-	(46)	-	-	(46
City Works Sub Total	(12,899)	(2,411)	677	(14,633)	86	-	(14,547
Buildings	(6,905)	(752)	-	(7,657)	(98)	-	(7,758
Plant, Fleet and Equipment	(1,000)	(332)	-	(1,332)	(124)	-	(1,456
Information Management	(1,378)	(154)	-	(1,532)	-	-	(1,532
Sub-total	(33,303)	(8,543)	677	(41,169)	(109)	1,000	(40,278
Capital Works Program Management	(7,279)	-		(7,279)	-	-	(7,279
Infrastructure Program & Renewals	(40,582)	(8,543)	677	(48,448)	(109)	1,000	(47,55

The Quarter 1 revised forecast for the Infrastructure Program is a net reduction of \$881k primarily due to a \$1.0m timing adjustment on the delivery of the Jeffcott Street project. Other material adjustments include:

- Streets \$30k net reduction primarily due the deferral of design for Wakefield Street \$123k and forecast savings in the delivery of Gray Street upgrade \$100k, offset by additional funding for the North Tce West Footpath design (\$80k) and Waymouth Street paving remediation (\$90k).
- Transport (\$280k) net increase primarily due the renewal of the Pulteney and Flinders Streets intersections.
- Traffic Signals \$199k net reduction mainly due to works originally budgeted from 2019-20 subsequently completed in 2018-19.
- Water Infrastructure \$167k net reduction primarily due to a reduction in the forecast contribution to Brown Hill Keswick Creek in 2019-20 \$130k.
- Buildings (\$98k) net increase due to co-funded improvements on 2 buildings for new tenancy leases (\$61k) and completion of prior year projects (\$37k).
- Plant, Fleet and Equipment (\$134k) net increase due to equipment replacement for the Health Club (funded through a transfer from operational savings) and the replacements of ovens in the Town Hall commercial kitchen.

# **Schedule 13:** Proposed amendments to the Infrastructure Program (1 of 5)

Financial Performance

**Revised Forecast** 

Uniform Presentation of Finances

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Project Number	Project	Current Net Budget 2019-20 \$'000s	Proposed Net Budget Adjustment \$'000s	Proposed Net Carry Forwards \$'000s	Revised Net Budget 2019-20 \$'000s	Administration Comment	Contracted
Streets							
T118	Gresham St	(273)	(18)		(291)	Additional funding required due to latent conditions on site.	Complete
T120	Union St Streetscape (Design)	(33)	33		-	Consolidation of design budget into construction	No
U120	Union St Streetscape	(1,138)	(33)	-	(1,171)	budget.	No
U102	Hindley St	(282)	50	-	(232)	Reallocation of funds to Project P3 Hindley Street Shop Front Improvement.	No
U105	Jeffcott St	(3,573)		1,000	(2,573)	Carry forward due timing of works.	Partial
U116	Gray St (Currie to Waymouth)	(593)	100	-	(493)	Project forecast to be completed with savings.	Partial
U119	Turning Gray St Green	(52)	(35)	-	(87)	Allocation of funding from Project P4 Turning Gray Street Green.	Partial
U145	Waymouth St paving remediation	(13)	(90)		(103)	Works to rectify issues with Waymouth Street paving.	Partial
V108	City Greening (North West and South West)	(800)	600	-	(200)	Allocation of \$600k from the City Greening budget for	No
V103	Grote Street	900	(600)	-	(1,500)	greening as part of the Grote Street Project.	No
V106	Wakefield St	(160)	123	-	(37)	Project budget reduced as design work deferred into future years.	No
V114	Wright Court (previously Wright Court and Field St)	(693)	100	-	(593)	Funding for Field Street separated due to the to the	Partial
V115	Field St (design)		(100)	-	(100)	potential change in function of Field Street.	No
V116	Blackspot funding	(301)	(448)	_	(301)	Reduction in income and expenditure budget as Blackspot application was unsuccessful funding.	No
VITO Blackspot funding		(301)	448	-	(301)	Angas/Pulteney intersection will now be delivered with the CoA contribution.	NO

Additional Expenditure /

Reduced Income

Transfers /

Zero Bottom Line

Savings /

Increased Income

Carry Forwards

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Table Key

# **Schedule 13:** Proposed amendments to the Infrastructure Program (2 of 5)

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Project Number	Project	Current Net Budget 2019-20 \$'000s	Proposed Net Budget Adjustment \$'000s	Proposed Net Carry Forwards \$'000s	Revised Net Budget 2019-20 \$'000s	Administration Comment	Contracted
Streets (	continued)						
V119	North Terrace West Footpath	-	(80)		(80)	New design project for footpath outside of Railway Station to align with developments in the precinct.	No
V124	Moonta St Decorative Lighting	-	500 (500)	C	-	Grant funding received to deliver functional and creative lighting in Moonta Street.	No
V125	Francis St	-	(20)	-	(20)	New design project to address stormwater and pavement issues.	No
Projects	with no changes	(5,577)	-	-	(5,577)		
Total Str	eets	(12,588)	30	1,000	(11,559)		

Park Lar	nds						
U153	North Park Lands Shared Use Path	(172)		-	(165)	Project completed with savings.	Completed
V159	North Adelaide Station to Mills Terrace		(10	-	(10)	Minor additional third party work to complete a 2018-19 project.	Yes
Projects	with no changes	(3,255)			(3,255)		
Total Pa	rk Lands	(3,427)	(3	-	(3,429)		

Additional Expenditure /

Reduced Income

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Table Key

Savings /

# **Schedule 13:** Proposed amendments to the Infrastructure Program (3 of 5)

Financial Performance

**Revised Forecast** 

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Subsidiaries

Project Number	Project	Current Net Budget 2019-20 \$'000s	Proposed Net Budget Adjustment \$'000s	Proposed Net Carry Forwards \$'000s	Revised Net Budget 2019-20 \$'000s	Administration Comment	Contracted
Road, Ke	rb and Footpaths						
U350	Kerb and Footpaths Renewals	(219)	(37)		(256)	Additional funding required due to latent condition on site.	Yes
V300	Road, Kerb and Footpaths Program 19-20	(5,442)	80 (123) (200)	00	(5,685)	<ul> <li>Reallocation of design funds to V119 North Terrace West Footpath design project \$80k</li> <li>Allocation from V106 Wakefield St Design project to roads design to align with construction planning (\$123k)</li> <li>Additional funds for works on Pulteney St/Flinders St intersection for Tour Down Under (\$200k)</li> </ul>	Partial
Projects v	with no changes	(1,668)	-	-	(1,668)		
Total Roa	ad, Kerb and Footpaths	(7,330)	(280)	-	(7,609)		

Traffic S	ignals						
V200	Traffic Signals 19-20	(1,208)	205	-	(1,003)	Scope reduced as works planned at budget time were subsequently completed in 2018-19 program.	Partial
V207	King William Road/Kermode St Intersection		(6)	-	(6)	New design project to improve pedestrian safety outside Women's and Children's Hospital.	Partial
Projects	with no changes	(120)	-	-	(120)		
Total Tra	affic Signals	(1,328)	199	-	(1,129)		

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 Table Key
 Additional Expenditure / Reduced Income
 Z

Transfers / Zero Bottom Line

Carry Forwards

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#### 66 Schedule 13: Proposed amendments to the Infrastructure Program (4 of 5)

Infrastructure Program

Project Number	Project	Current Net Budget 2019-20 \$'000s	Proposed Net Budget Adjustment \$'000s	Proposed Net Carry Forwards \$'000s	Revised Net Budget 2019-20 \$'000s	Administration Comment	Contracted
Bridges							
V390	Bridges Renewal Program	(325)	160	-	(165)	Separation of budget into specific activities (Adelaide	Partial
V391	Adelaide Bridge	-	(100)	-	(100)	Bridge Investigations and Heavy Vehicle Bypass) within	Partial
V392	Heavy Vehicle Bypass Signage	-	(60)		(60)	the Bridges Renewal Program.	Partial
Projects	with no changes	(38)	-		(38)		
Total Bridges		(363)		· () -	(363)		

Water In	frastructure						
U234	Brown Hill Keswick Creek 18-19	(158)	17	-	(141)	Funding not required following reforecast of contribution from regional subsidiary.	Completed
V233	Brown Hill Keswick Creek 19-20	(650)	130	-	(520)	Funding not required following reforecast of contribution from regional subsidiary.	Partial
V234	Minor Water projects	(330)	20 25	-	(285)	<ul> <li>Savings of \$20k used to fund a design project to address stormwater and pavement issues in V125 Francis Street,</li> <li>Transfer of \$25k into a new project to design the Torrens Lake Weir seal.</li> </ul>	Partial
V236	Torrens Lake Weir seal design	9.	(25)	-	(25)	Transfer of \$25k from V234 Minor Water projects to design the Torrens Lake Weir seal.	No
Projects	with no changes	(1,269)	-	-	(1,269)		
Total Wa	ater Infrastructure	(2,407)	167	-	(2,241)		

Table Key Reduced Income Zero Bottom Line Licensed by Copyright Agency. You must not copy this work without permission.

Additional Expenditure /

Transfers /

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# **Schedule 13:** Proposed amendments to the Infrastructure Program (5 of 5)

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Project Number	Project	Current Net Budget 2019-20 \$'000s	Proposed Net Budget Adjustment \$'000s	Proposed Net Carry Forwards \$'000s	Revised Net Budget 2019-20 \$'000s	Administration Comment	Contracted
Buildings	3						
U261	CCTV Network Renewal	(46)	(81)		(127)	Transfer of funding from 2019-20 program to complete	Yes
V273	Buildings CCTV Renewal	(600)	81		(519)	essential scope from the 18-19 program.	No
U266	Changing Places Facility James Place	(122)	(25)		(147)	Additional funding required for SAPN requirements.	Yes
U270	Adelaide Bowling Club	(88)	(12)		(100)	Additional funding required for essential wet fire services.	No
V275	Pirie-Flinders UPark - Shop 9 upgrade	-	(34)	0.	(34)	Commercial opportunity to co-fund an upgrade to the space for a new tenant.	Partial
V276	Topham Mall UPark – Shop 2 upgrade	-	(27)	-	(27)	Commercial opportunity to co-fund an upgrade to the space for a new tenant.	No
Projects v	with no changes	(6,801)		-	(6,801)		
Total Bui	ldings	(7,657)	(98)	-	(7,755)		

Plant, Fl	leet and Equipment							
V402	Town Hall oven renewals		N,	(54)	-	(54)	Replacement of ovens in Town Hall commercial kitchen.	No
V403	Aquatic Centre Health Club Equipment	5	(110)	(80)	-		Purchase of additional gym equipment funded by operational savings in Business Operations BO-03 Aquatic Centre Operations.	No
Projects	with no changes		(1,222)	-	-	(1,222)		
Total Pla	ant, Fleet and Equipment		(1,332)	(134)	-	(1,466)		

Additional Expenditure /

Reduced Income

Transfers /

Zero Bottom Line

Slide 19: The Committee Meeting - Agenda - 12 November 2019

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Table Key

Carry Forwards

Savings /

# **Schedule 14:** Proposed amendments to Major Projects (1 of 1)

Financial Performance

**Revised Forecast** 

Uniform Presentation of Finances

General & Busines Operations

Projects

Infrastructure Program

Major Projects

Capital Report & Timing Analysis

Subsidiaries

Project Number	Project	Current Net Budget 2019-20 \$'000s	Proposed Net Budget Adjustment \$'000s	Proposed Net Carry Forwards \$'000s	Revised Net Budget 2019-20 \$'000s	Administration Comment	Contracted
Major Projects							
S791	Smart City – Off Street Parking	(305)	(104)	8	(525)	Additional funding to complete system upgrade for UPark.	e Partial
			(116)			<ul> <li>(\$104k) reallocated from Business Operations BO-02 UPark Software.</li> <li>(\$116k) additional request</li> </ul>	
Projects	with no changes	(18,899)	-	-	(18,899)		
Total Ma	jor Projects	(19,204)	(220)	. 77 -	(19,424)		

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Table Key

Additional Expenditure /

Reduced Income

Transfers /

Zero Bottom Line

Carry Forwards

Savings /

#### 69 **Schedule 15:** Quarter 1 Capital Program Report (1 of 3)

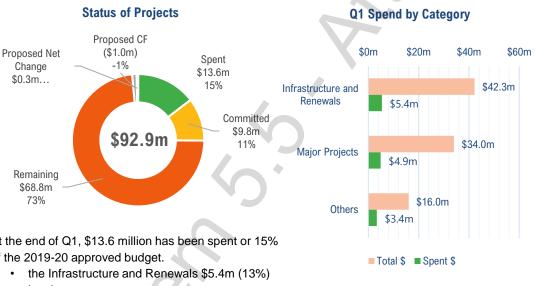
**Capital Report** 

	Infrastructure & Renewals	Major Projects	Others	Total	Percentage
Carry forward from 18-19	56	9	14	79	44%
19-20 Program of Work	80	3	3	86	48%
New 19-20 Projects	11	0	2	13	7%
Total	147	12	19	178	100%
Planning Phase	28	2	2	32	18%
Design Phase	56	4	1	61	34%
Construction/ Delivery Phase	40	5	14	59	33%
Delivered	23	1	2	26	15%

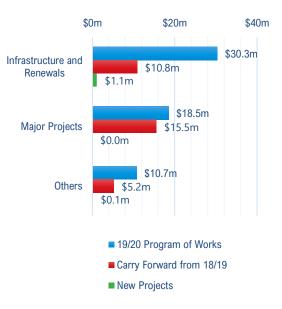
There are 178 projects in 2019-20 for the Capital Program. 79 projects (44%) are carry forwards from 2018-19 and 13 are new projects initiated during Q1. Of these, 26 projects (15%) have been delivered in Q1.

In terms of budget, 34% of the 2019-20 Capital Program are carried forward from 2018-19. 1% have been allocated to new projects initiated in Q1.

There are 17 design-only projects in 2019-20 Capital Program.



#### **Total Budget by Category**



At the end of Q1, \$13.6 million has been spent or 15% of the 2019-20 approved budget.

- the Infrastructure and Renewals \$5.4m (13%) has been spent.
- Major Projects \$4.9m or 14% have been spent.

# **Schedule 15:** Quarter 1 Capital Program Report (2 of 3)

Financial Performance

**Revised Forecast** 

Uniform Presentation of Finances

General & Busines

Projects

Infrastructure Program

Major Projects

**Capital Report** 

Subsidiaries

#### Projects completed in Quarter 1

#### Infrastructure and Renewals

- ✓ St Helena Place Streetscape
- ✓ Gresham Street Streetscape
- ✓ Morphett / Gouger Street Intersection
- ✓ Pirie Street
- ✓ Angas Street (Design)
- ✓ Waymouth Street Paving Remediation (Trial)
- ✓ North Park Lands Shared Use Path
- ✓ Park 24 Access Improvements (Design)
- ✓ Main Street LED Conversion (2018-19 Program)
- ✓ Brown Hill Keswick Creek
- ✓ Gresham Street Stormwater
- ✓ Upgrade to Rundle Street East Toilets
- ✓ Town Hall Café refurbishment
- ✓ Sturt Street Renewals
- ✓ Morphett Bridge Rehabilitation Works
- ✓ Gray Street (Currie to Waymouth)
- ✓ Park Lands Renewals
- ✓ Sturt Street Renewals

#### Others

- ✓ Love lock relocation (Public Art)
- ✓ City Connector Smart Technology
- ✓ Server Replacement
- ✓ Internal print room printer
- ✓ Geospatial Information System (GIS)

#### Carry forward projects with planned completion in Quarter 2

#### Major Projects

□ Smart City Parking Experience

#### Infrastructure and Renewals

- Victoria Square/Tarntanyaangga Access and Inclusion Works
- Decorative Lighting Program
- Residential Streets Improvement Program
- Archer Street
- Gray Street
- Moonta Street
- □ Heritage Buildings Program (Vic Park)
- Leigh Street/Currie Street intersection upgrade
- □ Torrens embankment failure adjacent Red Ochre (Design)
- □ CCTV Network Renewal
- □ Bell Tower safety access and refurbishment
- Civic Area Management Plan
- □ Adelaide Bowling Club
- □ Kerb and Footpath Renewals
- Plant and Fleet
- Library Books
- Health Club Equipment
- Corporate Applications

#### Others

- □ UPark Electric Vehicle Charging System?
- □ On Street Electric Vehicle Charging System?
- Christmas in the City
- Carbon Neutral Adelaide

# **Schedule 15:** Quarter 1 Capital Program Report (3 of 3)

Financial Performance

**Revised Forecast** 

Uniform Presentation of Finances

General & Busines Operations

**Projects** 

Infrastructure

Major Projects

**Capital Report** 

Subsidiaries

Major Projects	
Project	Key Update
Pelzer Park/Pityarrilla (Park 19) Enhancements	Public Art engagement progressing, development application has been submitted - awaiting approval prior to artist ordering materials. Minor additional improvements underway using remaining Grant funds.
Gawler Place Redevelopment	Project progressing well and is 75% complete, on track for December completion.
City of Adelaide Bikeways	North-South Bikeway: Construction of the next sections of shared path has commenced and will be completed in November. Detailed design for the section on Frome Street (North Tce-Rundle St) is underway. Work continues on the remaining sections to be completed. East-West Bikeway: A concept design and engagement strategy for the bikeway on the Pirie-Waymouth corridor is underway as per Motion on Notice. Design and engagement work for other route options remains on hold as per Council decision.
Market to Riverbank	Bank Street and Topham Mall- completed December 2017. Bank Street's Shop Improvement Grant round 1 has commenced delivery. Bentham Street - PCG approved the final bid from T&J Construction and a request to undertake a final due diligence activity using an external consultant. Leigh Street – The outstanding Leigh Street deliverables of paver remediation and art installation has been placed on hold. Pitt Street – Design being prepared integrating all stakeholders requirements. Topham Mall South – Currently on hold
North Terrace Public Realm	Project being presented to Council for direction.
Denise Norton Park/ Pardipardinyilla (Park 2) Enhancements	Detailed design completed, quantity surveyor estimate provided. Estimated cost is more than current budget. Contract awarded for tennis court reconstruction, works expected to commence November/December 2019.
Quentin Kenihan Inclusive Playspace	Initial workshops have been held with external and internal stakeholders. Consultation opened on the 23 <sup>rd</sup> of September, including an Inclusive Play Day at Bonython Playspace on the 13 <sup>th</sup> of October.
City Skate Park	Detailed Design procurement complete and contract is being awarded.

### Schedule 16: Subsidiaries Summary

Financial Performance

Revised Forecast

Uniform Presentation of Finances

General & Business Operations

Projects

Infrastructur Program

Major Projects

**Capital Report** 

Subsidiaries

#### This table compares the 2019-20 actual performance against 2019-20 Budget.

		Year to Date		Full Year
\$'000s	Actual	2019-20 Net Budget	Variance	2019-20 Net Budget
Operations				
Adelaide Central Market Authority	194	130	64	0
Adelaide Park Lands Authority	(3)	(2)	(1)	0
Rundle Mall Management Authority	3,002	2,922	80	0
Provisional carry forward*	-		-	(166)
Operations Total	3,193	3,050	143	(166)
Adelaide Central Market Authority Capital	(659)	(585)	(74)	(5,180)
Total	2,534	2,465	69	(5,180)

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#### This schedule summarises the carry forwards in the fourth quarter.

\$'000s	2019-20 Net Budget	Proposed 2019-20 QF1 Net Budget	Variance to Net Budget
Operations			
Adelaide Central Market Authority	• 0	93	93
Adelaide Park Lands Authority	0	0	0
Rundle Mall Management Authority	0	(21)	(21)
Removal of provisional carry forward*	(166)	-	166
Operations Total	(166)	72	238
Adelaide Central Market Authority Capital	(5,014)	(5,014)	-
Total	(5,180)	(4,942)	238

\* A provisional carry forward of \$166,000 had been included at the 2018-19 Preliminary End of Year 2019-20 the carry forward Rundle Mall Management Authority's surplus. This has been adjusted following the completion of the end of year financial statements to \$21,000 inline with the RMMA Charter.

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# **Schedule 17:** Proposed amendments Adelaide Central Market Authority (1 of 3)

Financial Performance

Revised Forecast

Uniform Presentatio of Finances

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Subsidiaries

\$'000	2019-20 Budget	Proposed 2019- 20 QF1 Budget	Variance to Budget
ACMA Administration	(1,442)	(1,314)	128
Central Market Car Park	1,323	1,544	221
Central Market Complex	119	(137)	(256)
Operating Surplus/(Deficit) - Cash	0	93	93
ACMA Capital Current Year	(3,296)	(3,296)	-
ACMA Capital Carry Forward 2018-19	(1,718)	(1,718)	<b>.</b>
Total Capital	(5,014)	(5,014)	
Operating Budget (Cash)	(5,014)	(4,921)	93

### **Operating requests**

ACMA Administration:

# Adelaide Central Market Authority net proposed decrease of \$93k:

- ACMA Administration \$128k favourable to 2019-2020 Budget due to savings identified within employee expenses and internal charges with additional expense in contractual services.
- Central Market Car Park \$221k favourable to 2019-2020 Budget driven by tariff change to increase casual parking revenue.
- Central Market Complex (\$256k) unfavourable to 2019-2020 Budget driven by reduced revenue and increased incentives due to tenant vacancies together with increased waste costs.

Savings /

Increased Income

**Carry Forwards** 

Reference	Description	Proposed Budget Adjustment \$'000s	Administration Comment
Admin1	Merchandise Sales	(9)	Reduced merchandise sales after range reduced in accordance with marketing strategy.
Admin2	Employee Costs	144	Savings due to reduction in FTE approved by Board following staff resignation.
Admin3	Contractual Services	(32)	Increased contractor costs to meet resourcing needs in Q2 & Q3.
Admin4	Materials	8	Reduced merchandise costs after range reduced in accordance with marketing strategy.
Admin5	Internal Charges & Other Expenditure	17	Reduced internal charges with decrease in FTE & reduced CoA rent based on revenue.
Total Net Adjustment 12		128	

Additional Expenditure /

**Reduced Income** 

Transfers /

Zero Bottom Line

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Table Key

# **Schedule 17:** Proposed amendments Adelaide Central Market Authority (2 of 3)

Financial Performance

**Revised Forecast** 

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**Capital Repo** 

Subsidiaries

### **Operating requests continued**

Central Market Car Park:

Reference	Description	Proposed Budget Adjustment \$'000s	Administration Comment
CP1	Casual Parking	(68)	Reduced revenue with delay of Sunday trading trail partially offset by tariff increase.
CP2	Statutory & Insurances	(4)	Additional insurance costs.
CP3	Lifts & Escalators	7	Savings in maintenance following capital upgrade.
CP4	Repairs & Maintenance	(14)	Additional repairs to car park ramp.
CP5	Security	(4)	Additional security costs.
CP6	Leasehold Rentals - CoA	20	Decrease CoA rent after delay of Sunday trading trail.
CP7	Leasehold Rentals – Star	17	Reduce the rise in Star car park rent based on CPI.
CP8	Operations & Marketing	284	Trial of Sunday trading deferred.
CP9	Bank Charges	(17)	Additional bank charges identified.
Total Net Adj	ustment	221	

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/ Transfers / Zero Bottom Line

Savings / Increased Income

Carry Forwards

# **Schedule 17:** Proposed amendments Adelaide Central Market Authority (3 of 3)

Financial Performance

**Revised Forecast** 

Uniform Presentation of Finances

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Subsidiaries

### **Operating requests continued**

Central Market Complex:

Reference	Description	Proposed Budget Adjustment \$'000s	Administration Comment
CM1	Rent	(93)	Reduced revenue and tenancy vacancies.
CM2	Tenancy Fit Outs	(46)	Increased incentives due to tenancy vacancies and attracting new tenants.
CM3	Statutory & Insurances	(1)	Additional insurance costs.
CM4	Airconditioning	(7)	Additional maintenance costs.
CM5	Cleaning	(124)	Increased waste removal costs due to changing process for resource/recycling streams.
CM6	Electricity	29	Energy saving measures implemented.
CM7	Fire Protection	(4)	Increased fire brigade costs.
CM8	Gas Fuel	(6)	Increased gas costs.
CM9	Repairs & Maintenance	(8)	Additional maintenance costs.
CM10	Security	(24)	Increased contractor costs to meet resourcing needs in Q2 & Q3.
CM11	Leasehold Rentals	28	Decreased CoA rent based on reduction in revenue.
Total Net Adj	justment	(256)	

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Table Key

Additional Expenditure /

**Reduced Income** 

Savings /

Increased Income

Transfers /

Zero Bottom Line

### Exclusion of the Public

ITEM 7.1 12/11/2019 The Committee

Program Contact:

Rudi Deco, Manager Governance 8203 7442

#### Approving Officer:

Mark Goldstone, Chief Executive Officer

2018/04291 Public

### EXECUTIVE SUMMARY:

It is the recommendation of the Chief Executive Officer that the public be excluded from this Committee meeting for the consideration of information and matters contained in the Agenda.

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

- 8.1. 2019-20 Quarter 1 Commercial Operations Report [s 90(3) (b)]
- 8.2. EOI Results Pelzer Park / Pityarilla (Park 19) & Peppermint Park / Wita Wirra (Park 18) [s 90(3) (d)]
- 8.3. Capital City Committee Annual Report 2018-19 [s 90(3) (g) & (j)]

The Order to Exclude for Items 8.1, 8.2 & 8.3:

- 1. Identifies the information and matters (<u>grounds</u>) from s 90(3) of the *Local Government Act 1999 (SA)* utilised to request consideration in confidence;
- 2. Identifies the <u>basis</u> how the information falls within the grounds identified and why it is necessary and appropriate to act in a meeting closed to the public; and
- 3. In addition identifies for the following grounds s 90(3) (b), (d) or (j) how information open to the public would be contrary to the <u>public interest</u>.

# ORDER TO EXCLUDE FOR ITEM 8.1:

#### THAT THE COMMITTEE:

1. Having taken into account the relevant consideration contained in s 90(3) (b) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 12/11/2019 resolves that it is necessary and appropriate to act in a meeting closed to the public for the consideration of Item 8.1 [2019-20 Quarter 1 Commercial Operations Report] listed on the Agenda.

#### Grounds and Basis

This Item is confidential as it 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 prior to the effective date of 30 June 2020.

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.

The Committee Meeting - Agenda - 12 November 2019 Licensed by Copyright Agency. You must not copy this work without permission. 2. Pursuant to s 90(2) of the *Local Government Act 1999 (SA)* this meeting of The Committee dated 12/11/2019 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 [2019-20 Quarter 1 Commercial Operations Report] 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) of the Act.

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### ORDER TO EXCLUDE FOR ITEM 8.2:

#### THAT THE COMMITTEE:

1. Having taken into account the relevant consideration contained in s 90(3) (d) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 12/11/2019 resolves that it is necessary and appropriate to act in a meeting closed to the public for the consideration of Item 8.2 [EOI Results - Pelzer Park / Pityarilla (Park 19) & Peppermint Park / Wita Wirra (Park 18)] listed on the Agenda.

#### Grounds and Basis

This Item contains commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information and confer a commercial advantage on a third party.

#### 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 may result in release of information prior to the finalisation of 'commercial in confidence' negotiations between the proponent and their contracting parties and may materially and adversely affect the financial viability of the proponent in relation to contract negotiations which on balance would be contrary to the public interest.

2. Pursuant to s 90(2) of the Local Government Act 1999 (SA) this meeting of The Committee dated 12/11/2019 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 [EOI Results - Pelzer Park / Pityarilla (Park 19) & Peppermint Park / Wita Wirra (Park 18)] 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) (d) of the Act.

# ORDER TO EXCLUDE FOR ITEM 8.3:

#### THAT THE COMMITTEE:

1. Having taken into account the relevant consideration contained in s 90(3) (g) & (j) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 12/11/2019 resolves that it is necessary and appropriate to act in a meeting closed to the public for the consideration of Item 8.3 [Capital City Committee Annual Report 2018-19] listed on the Agenda.

#### Grounds and Basis

This Item is confidential to ensure that the Council does not breach any law, any duty of confidence, or other legal obligation or duty.

The disclosure of information in this report would breach 'cabinet in confidence' information presented to the Capital City Committee and the *City of Adelaide Act 1998* which has provided for a State/Capital City intergovernmental forum (the Capital City Committee) to operate 'in confidence' and a breach of the associated duty of confidence and duty as a member of the inter-governmental forum.

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 would be contrary to the Capital City Committee's operations and could prejudice the position of the State Government and/or Council in relation to current/future proposals prior to State Government and/or City of Adelaide evaluation and deliberation.

2. Pursuant to s 90(2) of the Local Government Act 1999 (SA) this meeting of The Committee dated 12/11/2019 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 8.3 [Capital City Committee Annual Report 2018-19] 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) & (j) of the Act.

## DISCUSSION

- 1. s 90(1) of the *Local Government Act 1999 (SA)*, directs that a meeting of a Council Committee must be conducted in a place open to the public.
- 2. s 90(2) of the *Local Government Act 1999 (SA)*, states that a Council Committee may order that the public be excluded from attendance at a meeting if the Council Committee 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 s 90(3).
- 3. s 90(3) prescribes the information and matters that a Council may order that the public be excluded from.
- 4. s 90(4) of the *Local Government Act 1999 (SA)*, advises that in considering whether an order should be made under s 90(2), it is irrelevant that discussion of a matter in public may:
  - 4.1 cause embarrassment to the council or council committee concerned, or to members or employees of the council; or
  - 4.2 cause a loss of confidence in the council or council committee.'
  - 4.3 involve discussion of a matter that is controversial within the council area; or
  - 4.4 make the council susceptible to adverse criticism.
- 5. s 90(7) of the *Local Government Act 1999 (SA)* requires that an order to exclude the public:
  - 5.1 Identify the information and matters (grounds) from s 90(3) of the *Local Government Act 1999 (SA)* 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; and
  - 5.3 In addition identify for the following grounds s 90(3) (b), (d) or (j) how information open to the public would be contrary to the public interest.
- 6. s 87(10) of the *Local Government Act 1999 (SA)* has been utilised to identify in the Agenda and on the Report for the meeting, that the following matter is submitted seeking consideration in confidence.
  - 6.1 Information contained in Item 8.1 2019-20 Quarter 1 Commercial Operations Report
    - 6.1.1 Is not subject to Existing Confidentiality Orders.
    - 6.1.2 The grounds utilised to request consideration in confidence is s 90(3) (b)
      - (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;
  - 6.2 Information contained in Item 8.2 EOI Results Pelzer Park / Pityarilla (Park 19) & Peppermint Park / Wita Wirra (Park 18)
    - 6.2.1 Is subject to Existing Confidentiality Orders dated 25/7/2019, 30/7/2019 & 24/10/2019.
    - 6.2.2 The grounds utilised to request consideration in confidence is s 90(3) (d)
      - (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;
  - 6.3 Information contained in Item 8.3 Capital City Committee Annual Report 2018-19
    - 6.3.1 Is not subject to Existing Confidentiality Orders.
      - 6.3.2 The grounds utilised to request consideration in confidence is s 90(3) (g) & (j)
        - (g) matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty.
        - (j) information the disclosure of which—

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- would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and
- (ii) would, on balance, be contrary to the public interest;

# ATTACHMENTS

- END OF REPORT -

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## Confidential Item 8.1

2019-20 Quarter 1 Commercial Operations Report Section 90 (3) (b) of the *Local Government Act 1999 (SA)* Pages 81 to 94

## Confidential Item 8.2

EOI Results Pelzer Park / Pityarilla (Park 19) & Peppermint Park / Wita Wirra (Park 18) Section 90 (3) (d) of the *Local Government Act 1999 (SA)* Pages 95 to 105

## Confidential Item 8.3

Capital City Committee Annual Report 2018-19 Section 90 (3) (g) & (j) of the *Local Government Act 1999 (SA)* Pages 106 to 123

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