



THE COMMITTEE MINUTES

for the meeting

Tuesday 6 April 2021

in the Colonel Light Room
Adelaide Town Hall



Present – The Right Honourable the Lord Mayor, Sandy Verschoor;
Councillor Couros (Deputy Lord Mayor) (Chair),
Councillors Abrahamzadeh, Donovan, Hou, Hyde, Knoll, Martin and Moran.

Acknowledgement of Country

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

'Council acknowledges that we are meeting on traditional Country of the Kaurna people of the Adelaide Plains and pays respect to Elders past and present. We recognise and respect their cultural heritage, beliefs and relationship with the land. We acknowledge that they are of continuing importance to the Kaurna people living today.

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

Apologies and Leave of Absence

Apology:

Councillors Khera and Mackie

Confirmation of Minutes – 16/3/2021 & 23/3/2021 [TC]

That the Minutes of the meeting of The Committee held on 16 March 2021 and the Special meeting of The Committee held on 23 March 2021, be taken as read and be confirmed as an accurate record of proceedings.

Reports to be presented to Council

All reports in this section will be presented to Council on 13 April 2021 for consideration and determination

Strategic Alignment – Thriving Communities

1. Item 5.1 - Draft Homelessness, Social and Affordable Housing Policy [2021/00082] [TC]

Clare Mockler, Acting Chief Executive Officer, Tom McCready, Acting Director City Shaping and Michelle English, Associate Director Park Lands, Policy & Sustainability, City of Adelaide responded to questions from Committee Members.

During the discussion:

- Councillor Hou entered the Colonel Light Room at 5.32 pm

2. Item 5.2 - Homelessness Services Coordination Feasibility Study and Aboriginal Mobility Data Report [2021/00083] [TC]

Clare Mockler, Acting Chief Executive Officer, Michelle English, Associate Director Park Lands, Policy & Sustainability, and Lauren Grant, Team Leader Social Planning & Reconciliation, City of Adelaide responded to questions from Committee Members.

3. Item 5.3 - Seeking variation of the Encroachment Policy – Hurtle Square [2021/00136] [TC]

Lisa Loveday, Acting Associate Director Regulatory Services, City of Adelaide was available to respond to questions from Committee Members.

Strategic Alignment – Strong Economies

4. Item 5.4 - Waive Land Management Agreement [DA/516/2020] [TC]

Lisa Loveday, Acting Associate Director Regulatory Services, City of Adelaide was available to respond to questions from Committee Members.

Strategic Alignment – Dynamic City Culture

5. Item 5.5 - Proposal for Adelaide Cabaret Festival's 'The Famous Spiegel-tent' [2021/33569] [TC]

Clare Mockler, Acting Chief Executive Officer, Tom McCready, Acting Director City Shaping and Christie Anthony, Associate Director City Culture, City of Adelaide responded to questions from Committee Members.

6. Item 5.6 - Increase in Contract Award Value - Events Infrastructure Upgrade [2018/04441] [TC]

Clare Mockler, Acting Chief Executive Officer and Klinton Devenish, Director Services, Infrastructure & Operations, City of Adelaide responded to questions from Committee Members.

7. Item 5.7 - Increase in Contract Award Value - Quentin Kenihan Inclusive Playspace [2020/00478] [TC]

Clare Mockler, Acting Chief Executive Officer and Klinton Devenish, Director Services, Infrastructure & Operations, City of Adelaide responded to questions from Committee Members.

Councillor Knoll left the Colonel Light Room at 6.59 pm

Strategic Alignment – Environmental Leadership

8. Item 5.8 - Adelaide Oval Precinct Draft Community Land Management Plan [2011/02224] [TC]

Councillor Hyde left the Colonel Light Room at 6.59 pm

Clare Mockler, Acting Chief Executive Officer, Tom McCready, Acting Director City Shaping, Michelle English, Associate Director Park Lands, Policy & Sustainability, and Martin Cook, Principal Park Lands Planner, City of Adelaide responded to questions from Committee Members.

During the discussion:

- Councillor Knoll re-entered the Colonel Light Room at 7.01 pm
- Councillor Hyde re-entered the Colonel Light Room at 7.06 pm
- The Lord Mayor left the Colonel Light Room at 7.06 pm and re-entered at 7.09 pm

9. Item 5.9 - Draft Community Land Management Plan: General Provisions [2019/01693] [TC]

Michelle English, Associate Director Park Lands, Policy & Sustainability, City of Adelaide was available to respond to questions from Committee Members.

Strategic Alignment – Enabling Priorities

10. Item 5.10 - SA Water Trunk Main Replacement [2021/00622] [TC]

Klinton Devenish, Director Services, Infrastructure & Operations, City of Adelaide responded to questions from Committee Members.

11. Item 5.11 - Draft 2021-2022 Business Plan & Budget and Long Term Financial Plan for Public Consultation [2021/45891] [TC]

Clare Mockler, Acting Chief Executive Officer, Tom McCready, Acting Director City Shaping, Klinton Devenish, Director Services, Infrastructure & Operations, Justin Lynch, Acting Chief Operating Officer and Grace Pelle, Manager Finance & Procurement, City of Adelaide responded to questions from Committee Members.

Acting CEO Undertakings

In response to queries from Councillor Martin, an undertaking was given to run through discussions had with the Audit Committee around their recommendations.

In response to queries from Councillor Hyde, an undertaking was given to look at keeping the original name of the Heritage Incentive Scheme.

In response to queries from Councillor Hyde, an undertaking was given to provide Committee Members with details of the \$2m in façade works for the Adelaide Town Hall in the draft budget.

During the discussion:

- Councillor Hou left the Colonel Light Room at 7.30 pm and re-entered at 7.31 pm

Exclusion of the Public

- 12.** Item 6.1 - Exclusion of the Public to Consider [2018/04291] [TC]:
- 7.1 Expression of Interest Results – Rowing Club Building – Red Gum Park / Karrawirra (Park 12)
[s 90(3) (b)]
 - 7.2 Additional – Confidential CEO Update
[s 90(3) (a)]

Order to Exclude for Item 7.1:

THAT THE COMMITTEE

1. Having taken into account the relevant consideration contained in section 90(3) (b) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 6 April 2021 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 7.1 [Expression of Interest – Rowing Club Building – Red Gum Park / Karrawirra (Park 12)] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which may prejudice the ability to undertake/participate in future negotiations on the proposal and prejudice the Council's commercial position and opportunity for Council to participate in future like considerations or discussions.

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' negotiation with the proponent and because the disclosure of Council's commercial position may severely prejudice Council's ability to discuss/participate or influence a proposal for the benefit of the Council and the community in this matter and in relation to other contract negotiations.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of The Committee dated 6 April 2021 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 7.1 [Expression of Interest – Rowing Club Building – Red Gum Park / Karrawirra (Park 12)] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in section 90(3) (b) of the Act.

Order to Exclude for Item 7.2:

THAT THE COMMITTEE

1. Having taken into account the relevant consideration contained in section 90(3) (a) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 6 April 2021 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of additional Item 7.2 [Confidential CEO Update] in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential as it contains information of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of The Committee dated 6 April 2021 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence additional Item 7.2 [Confidential CEO Update], on the grounds that such item of business, contains information and matters of a kind referred to in section 90(3) (a) of the Act.

Members of the public and Corporation staff present not directly involved with Items 7.1 & 7.2 left the meeting at 8.29 pm.

Confidential Item 7.1

Expression of Interest Results – Rowing Club Building – Red Gum Park / Karrawirra (Park 12)

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

Page #

Confidential Item 7.2

Confidential CEO Update

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

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The meeting re-opened to the public at 8.35 pm.

Confidentiality Orders

Minute 13 - Item 7.1 – Expression of Interest Results – Rowing Club Building – Red Gum Park / Karrawirra (Park 12) [TC]

In accordance with Section 91(7) and (9) of the *Local Government Act 1999 (SA)* and because Item 7.1 [Expression of Interest – Rowing Club Building – Red Gum Park / Karrawirra (Park 12)] listed on the Agenda for the meeting of The Committee held on 6 April 2021 was received, discussed and considered in confidence pursuant to Section 90(3) (b) of the *Local Government Act 1999 (SA)*, this meeting of The Committee do order that

1. The resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until otherwise determined by Council or 31 December 2028.
2. The confidentiality of the matter be reviewed in December 2022.
3. The Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Minute 14 - Item 7.2 – Confidential CEO Update [TC]

In accordance with Section 91(7) and (9) of the *Local Government Act 1999 (SA)* and because Item 7.2 [Confidential CEO Update] listed on the Agenda for the meeting of The Committee held on 6 April 2021 was received, discussed and considered in confidence pursuant to Section 90(3) (a) of the *Local Government Act 1999 (SA)*, this meeting of The Committee do order that

1. The resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until otherwise determined by Council or 31 December 2028.
2. The confidentiality of the matter be reviewed in December 2022.
3. The Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

Closure

The meeting closed at 8.35 pm.

Councillor Couros (Deputy Lord Mayor)
The Committee Chair