



CITY FINANCE AND GOVERNANCE COMMITTEE

Minutes

for the meeting on

Tuesday, 15 October 2024

in the Colonel Light Room, Adelaide Town Hall

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Our Adelaide.
Bold.
Aspirational.
Innovative.

Present – The Right Honourable the Lord Mayor, Dr Jane Lomax-Smith
Councillor Dr Siebentritt (Chair)
Councillor Elliott (Deputy Chair)

Deputy Lord Mayor, Councillor Snape and Councillors Abrahamzadeh, Couros, Li, Martin and Noon

1 Acknowledgement of Country

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.’

2 Apologies and Leave of Absence

Apologies:

Councillor Hou

On Leave:

Councillor Giles

Absent:

Councillor Davis

3 Confirmation of Minutes - 17/9/2024

Moved by Councillor Martin,
Seconded by Councillor Elliott -

That the Minutes of the meeting of the City Finance and Governance Committee held on 17 September 2024, be taken as read and be confirmed as an accurate record of proceedings.

Carried unanimously

4 Declaration of Conflict of Interest

Nil

5 Deputations

Nil

6 Workshops

Nil

7 Reports for Recommendation to Council

7.1 City of Adelaide Draft Annual Report 2023/24

Moved by Councillor Noon,
Seconded by Deputy Lord Mayor, Councillor Snape -

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL

1. Adopts the draft City of Adelaide Annual Report 2023/24 as contained in Attachment A to Item 7.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 15 October 2024.
2. Adopts the draft Adelaide Central Market Authority Annual Report 2023/24 as contained in Attachment B to Item 7.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 15 October 2024.

3. Adopts the draft Adelaide Economic Development Agency Annual Report 2023/24 as contained in Attachment C to Item 7.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 15 October 2024.
4. Adopts the draft Kadaltilla / Adelaide Park Lands Authority Annual Report 2023/24 as contained in Attachment D to Item 7.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 15 October 2024.
5. Adopts the draft Brown Hill and Keswick Creek Stormwater Board Annual Report 2023/24 as contained in Attachment E to Item 7.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 15 October 2024.
6. Adopts the draft Audit and Risk Committee Presiding Member's Annual Report 2023/24 as contained in Attachment F to Item 7.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 15 October 2024.
7. Notes the 2023/24 Consolidated Financial Statements of the City of Adelaide, and the Financial Statements of the Adelaide Economic Development Agency, Kadaltilla / Adelaide Park Lands Authority, Adelaide Central Market Authority and Brown Hill and Keswick Creeks Stormwater Board were presented to the Audit and Risk Committee at agenda item 8.3 of its meeting of 27 September 2024, and that the Audit and Risk Committee recommended to Council that they be included in the adopted Annual Report.
8. Authorises the Chief Executive Officer or delegate to make minor typographical and technical amendments to the draft City of Adelaide Annual Report 2023/24 as contained in Attachment A to Item 7.1 on the Agenda for the City Finance and Governance Committee held on 15 October 2024.

Discussion ensued, during which:

- Councillor Abrahamzadeh entered the Colonel Light Room at 5.37 pm.
- Councillor Elliott left the Colonel Light Room at 5.37 pm and re-entered at 5.40 pm.
- Councillor Couros left the Colonel Light Room at 5.42 pm and re-entered at 5.43 pm.

The motion was then put and carried

8 Reports for Noting

8.1 2024/25 LTFP update - draft report

Moved by Deputy Lord Mayor, Councillor Snape,
Seconded by Councillor Martin -

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE:

1. Notes feedback received from public consultation on the 2024/25 Long Term Financial Plan, as at 9 October 2024, summarised in Item 8.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 15 October 2024.
2. Notes that Council will be provided a further consultation update at its meeting of 22 October 2024.

Discussion ensued

The motion was then put and carried

9 Exclusion of the Public

Moved by Councillor Noon,
Seconded by Councillor Elliott -

ORDER TO EXCLUDE FOR ITEM 10.1

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE:

1. Having taken into account the relevant consideration contained in section 90(3) (b) and (d) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the City Finance and Governance Committee dated 15 October 2024 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 10.1 [Delegation to Award Contract – Electric Vehicle (EV) Charging Station Network] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential as the information is of a confidential nature (not being a trade secret). Its disclosure could reasonably be expected to identify the shortlisted tenderers and to confer a commercial advantage on a party with whom Council is conducting business. Additionally, it could prejudice the commercial position of Council, with the potential to confer a commercial advantage to a third-party competitor of a party with whom Council is conducting business.

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. Disclosing this information may result in the release of information prior to the finalisation of 'commercial in confidence' negotiation with the proponent. Furthermore, disclosure of Council's commercial position may severely prejudice Council's ability to discuss/participate or influence a proposal for the benefit of 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 City Finance and Governance Committee dated 15 October 2024 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 10.1 [Delegation to Award Contract – Electric Vehicle (EV) Charging Station Network] 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) and (d) of the Act.

Carried

Moved by Councillor Abrahamzadeh,
Seconded by Councillor Noon -

ORDER TO EXCLUDE FOR ITEM 10.2

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE:

1. Having taken into account the relevant consideration contained in section 90(3) (b) and (d) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the City Finance and Governance Committee dated 15 October 2024 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 10.2 [Delegation to Award Contract] 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 could reasonably be expected to identify the proponent and to confer a commercial advantage on a person with whom the council is conducting business and prejudice the commercial position of the council, with the potential to confer a commercial advantage to a third party competitor of a person with whom the council is conducting business.

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 City Finance and Governance Committee dated 15 October 2024 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 10.2 [Delegation to Award Contract] 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) and (d) of the Act.

Carried

Members of the public and corporation staff not involved with Items 10.1 and 10.2 left the Colonel Light Room at 5.57 pm.

10 Confidential Reports for Recommendation to Council

10.1 Delegation to Award Contract - Electric Vehicle (EV) Charging Station Network [S90(3) (b), (d)]

10.2 Delegation to Award Contract [S90(3) (b), (d)]

The meeting reopened to the public at 6.16 pm.

Item 10.1 - Delegation to Award Contract - Electric Vehicle (EV) Charging Station Network

Confidentiality Order

Authorises that, in accordance with Section 91(7) and (9) of the Local Government Act 1999 (SA) and because Item 10.1 [Delegation to Award Contract – Electric Vehicle (EV) Charging Station Network] listed on the Agenda for the meeting of the City Finance and Governance Committee held on 15 October 2024 was received, discussed and considered in confidence pursuant to Section 90(3) (b) and (d) of the Local Government Act 1999 (SA), this meeting of the City Finance and Governance 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 execution of the contract, in accordance with Section 91 (8)(a)- (b) of the Local Government Act 1999 (SA).
2. The confidentiality of the matter will be reviewed in December 2025.
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.

Item 10.2 - Delegation to Award Contract

Confidentiality Order

Authorises that, in accordance with Section 91(7) and (9) of the Local Government Act 1999 (SA) and because Item 10.2 [Delegation to Award Contract] listed on the Agenda for the meeting of the City Finance and Governance Committee held on 15 October 2024 was received, discussed and considered in confidence pursuant to Section 90(3) (b) and (d) of the Local Government Act 1999 (SA), this meeting of the City Finance and Governance 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 31 December 2030.
2. The confidentiality of the matter be reviewed in December 2025.
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 6.16 pm

Councillor Dr Siebentritt
City Finance and Governance Committee Chair

Documents Attached:

Nil