

Members - The Right Honourable the Lord Mayor, Sandy Verschoor;
Deputy Lord Mayor, Councillor Abrahamzadeh (Chair)
Councillors Couros, Donovan, Hou, Khera, Knoll, Mackie, Martin, Moran and Snape.

1 Acknowledgement of Country

The Presiding Member 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 recognize 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

On Leave:

Councillor Hyde

3 Confirmation of Minutes

That the Minutes of the meeting of The Committee held on 15 February 2022 and the Special meeting of The Committee held on 22 February 2022, be taken as read and be confirmed as an accurate record of proceedings.

4 Presentations

Nil

5 All reports in this section will be presented to Council

The Chair advised the meeting that Item 5.7 would be discussed as the first item of business.

6 Item 5.7 - 2022 Election and Adoption of Caretaker Policy

Mick Petrovski, Manager Governance, City of Adelaide and Dale Mazzachi, Principal, Norman Waterhouse responded to questions from Council Members.

The Chair then advised the meeting that Items 6, 7.1 and 7.2 would be considered as the next items of business.

7 Exclusion of the Public

7.1 Assignment of Lease [s 90(3) (b) & (d)]

7.2 UPark Leasing Matter [s 90(3) (i), (b) & (d)]

ORDER TO EXCLUDE FOR ITEM 7.1

THAT THE COMMITTEE

1. Having taken into account the relevant consideration contained in section 90(3) (b) & (d) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 1 March 2022 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 7.1 [Assignment of Lease] 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 contains certain information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business, prejudice the commercial position of the council and prejudice the commercial position of the person who supplied the information and confer a commercial advantage to a third party.

The disclosure of information in this report could reasonably prejudice the commercial position of the Council including its future commercial dealings given that it contains financial information and future direction with regard to Council assets and strategic land holdings.

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 prior to a determination of the Council as it may prejudice Council's further commercial dealing regarding these assets. On this basis, the disclosure of such information may severely prejudice Council's ability to influence the proposal for the benefit of the Council and the community.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this Special meeting of The Committee dated 1 March 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 [Assignment of Lease] 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) & (d) 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) (i), (b) & (d) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of The Committee dated 1 March 2022 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 7.2 [UPark Leasing Matter] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential in nature because the report includes information on Council litigation. The disclosure of information in this report could reasonably be expected to prejudice the outcome of Council's actual litigation. There is also a risk of an express or implied waiver of legal professional privilege.

This Item contains certain information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business, prejudice the commercial position of the council and prejudice the commercial position of the person who supplied the information and confer a commercial advantage to a third party.

The disclosure of information in this report could reasonably prejudice the commercial position of the Council including its future commercial dealings given that it contains financial information and future direction with regard to Council assets and strategic land holdings.

Public Interest

The Council 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 prior to a determination of the Council as it may prejudice Council's further commercial dealing regarding these assets. On this basis, the disclosure of such information may severely prejudice Council's ability to influence the proposal for the benefit of the Council and the community.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this Special meeting of The Committee dated 1 March 2022 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 7.2 [UPark Leasing Matter] 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) (i), (b) & (d) of the Act.

Members of the public and Corporation staff present not directly involved with Items 7.1 and 7.2 left the Colonel Light Room at 6.13pm.

Minute 9 – Item 7.1 – Assignment of Lease

Pursuant to the *Local Government Act 1999 (SA)* – Section 90(3) (b) & (d)

Minutes 10 – Item 7.2 – Upark Leasing Matter

Pursuant to the *Local Government Act 1999 (SA)* – Section 90(3) (i), (b) & (d)

Documents are restricted

The Colonel Light Room re-opened to the public at 6.22pm.

Confidentiality Orders

Minute 9 - Item 7.1 – Assignment of Lease

Confidentiality Order

In accordance with Section 91(7) and (9) of the *Local Government Act 1999 (SA)* and because Item 7.1 listed on the Agenda for the meeting of the Committee held on 1 March 2022 were 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 Council do order that:

1. The resolution, report and the discussion and any other associated information submitted to this meeting and the Minutes of the meeting in relation to this matter remain confidential and not available for public inspection until 31 December 2029.
2. The confidentiality of the matter be reviewed in December 2023.
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 10 - Item 7.2 – UPark Leasing Matter

Confidentiality Order

In accordance with Section 91(7) and (9) of the Local Government Act 1999 (SA) and because Item 7.2 listed on the Agenda for the meeting of The Committee held on 1 March 2022 were received, discussed and considered in confidence pursuant to Section 90(3) (i) and Section 90(3) (b) and (d) of the Local Government Act 1999 (SA), this meeting of the Council does 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 2029.
2. The confidentiality of the matter be reviewed in December 2023.
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.

11 All reports in this section will be presented to Council

12 Item 5.1 - Community Infrastructure Grant Recommendations

Christie Anthony, Associate Director City Culture and Rachel Emmott, Manager City Lifestyle, City of Adelaide responded to questions from Council Members.

13 Item 5.2 - Pedestrian Footpath Safety - E-Scooters and Bicycles

Tom McCready, Director City Services and Steve Zaluski, Associate Director Regulatory Services, City of Adelaide responded to questions from Council Members.

14 Item 5.3 - Resource Recovery Strategy Annual Report

Sarah Gilmour, Associate Director Park Lands, Policy & Sustainability, City of Adelaide responded to questions from Council Members.

15 Item 5.4 - Quarterly Forward Procurement Report Q4

Clare Mockler, Chief Executive Officer, Amanda McIlroy, Chief Operating Officer and Christie Anthony, Associate Director City Culture, City of Adelaide responded to questions from Council Members.

16 Item 5.5 - Commence Community Land Revocation - Tynte Street Carpark

Tom McCready, Director City Services, Shaun Coulls, Associate Director Strategic Property & Commercial and Matthew Rodda, Manager Property Development, City of Adelaide responded to questions from Council Members.

17 Item 5.6 - Unsolicited Proposals

Clare Mockler, Chief Executive Officer and Amanda McIlroy, Chief Operating Officer, City of Adelaide responded to questions from Council Members.

Closure

The meeting closed at 7.05 pm

Deputy Lord Mayor, Councillor Abrahamzadeh
The Committee Chair

Documents Attached:

Nil