



COUNCIL MINUTES

for the meeting

Tuesday, 15th March, 2022

Reconvened Meeting held remotely via Zoom



Present – The Right Honourable the Lord Mayor, Sandy Verschoor (Presiding)
Deputy Lord Mayor – Councillor Abrahamzadeh OAM
Councillors Couros, Donovan, Hou, Khera, Knoll, Mackie, Martin, Moran and Snape

1 Apologies and Leave of Absence

On Leave:

Councillor Hyde

2 En Bloc Items

Discussion ensued, during which Councillor Mackie entered the meeting at 5.34pm.

It was then -

Moved by Councillor Couros,
Seconded by Councillor Knoll –

‘That the following Items 9.2, 10.1, 10.4 and 10.10 be adopted as presented, namely –

Item 9.2 - Recommendation of the Reconciliation Committee - 23 February 2022

THAT COUNCIL

1. Recommendation 1 - Stretch Reconciliation Action Plan Reporting timelines

That Council:

1. Notes that a progress report of the Stretch Reconciliation Action Plan 2021-2024 will be presented to Reconciliation Committee for noting in May and December each year.

Item 10.1 - Community Infrastructure Grant Recommendations

THAT COUNCIL

1. Approves the following 2021/22 grant allocation recommendations as per Attachment A to Item 10.1 on the Agenda for the meeting of the Council held on 8 March 2022:

- 1.1. Drop In Care Space - \$31,465
- 1.2. Park Terrace Community Garden - \$19,752
- 1.3. South Australian Disc Golf - \$48,783

Item 10.4 – Quarterly Forward Procurement Report Q4

THAT COUNCIL

1. Notes the Procurements set out in Attachment A to Item 10.4 on the Agenda for the meeting of the Council held on 8 March 2021 which will be released to the market during Quarter 4 of the 2021/2022 financial year.

Item 10.10 - Libraries Board of SA

THAT COUNCIL

1. Approves the nomination of up to two Council Members or staff members to the Libraries Board of SA.

Carried

3 Advice from Kadaltilla/Adelaide Park Lands Authority, Advice/Recommendations of Reconciliation Committee & CEO Performance Review Committee

4 Item 9.1 - Advice of Kadaltilla / Park Lands Authority - 24 February 2022

Moved by Councillor Martin,
Seconded by Councillor Snape –

THAT COUNCIL NOTES THE FOLLOWING ADVICE OF KADALTILLA / PARK LANDS AUTHORITY:

1. Advice 1 – CLMP Objectives, Targets and Measures

THAT KADALTILLA / PARK LANDS AUTHORITY ADVISES COUNCIL:

That Kadaltilla / Park Lands Authority:

1. Supports the current review of Targets and Measures for Adelaide Park Lands Community Land Management Plans as outlined in Item 5.1 on the Agenda for the meeting of the Board of Kadaltilla / Park Lands Authority held on 24 February 2022.

2. Advice 2 – Reimagining Victoria Park / Pakapakathi (Park 16)

THAT KADALTILLA / PARK LANDS AUTHORITY ADVISES COUNCIL:

That Kadaltilla / Park Lands Authority:

1. Supports the development of a new Landscape Concept Plan for Victoria Park / Pakapakanthi (Park 16), which responds to the APLMS and will consider and address the following:
 - 1.1. Lack of trees and shade, particularly, but not exclusively, at the northern end of the Park around the bitumen motor sport track and historic grandstand
 - 1.2. Need to provide a hospitable and attractively landscaped environment for a future, hotter climate
 - 1.3. Cultural landscape and social values of the Park, including the associative values attached to the motor sport track, horse-racing, cycling and other contemporary uses
 - 1.4. Remnant native plant and animal habitat and original vegetation
 - 1.5. Many informal and formal uses of the Park
 - 1.6. Limitations on tree plantings imposed by soil contamination
 - 1.7. The desire for an inspiring and sustainable landscape.
2. Notes that in developing the Landscape Concept Plan, the City of Adelaide Administration will engage directly with the:
 - 2.1. 'Re-imagining Victoria Park' group
 - 2.2. Adjacent City of Adelaide residents
 - 2.3. Park users who have a lease or license for Park 16, including event holders
 - 2.4. Other stakeholders and the general public.
 - 2.5. Engage with Kaurna.

3. Advice 3 – Heritage Listing of the Adelaide Motor Sport Circuit in Victoria Park / Pakapakathi (Park 16)

THAT KADALTILLA / PARK LANDS AUTHORITY ADVISES COUNCIL:

That Kadaltilla / Park Lands Authority:

1. Notes that the Victoria Park / Pakapakanthi (Park 16) component (including the 'Senna Chicane') of the Adelaide motor sport street circuit, as a stand-alone section, is unlikely to satisfy the requirement for entry into the South Australian Heritage Register as a State Heritage Place as it does not meet at least one of the required criteria identified in the *Heritage Places Act 1993*.
2. Recommends that the APLMS does not contemplate the heritage listing of any portion of the Adelaide Motor Sport Street Circuit within Victoria Park / Pakapakanthi (Park 16) but supports the continued acknowledgement and celebration of the history of Park 16 and the other heritage values of the park through the development of the proposed landscape concept plan.
3. Suggests further acknowledgement of any potential state significant cultural associations of Park 16 with horse racing, motor sports and other values could be referenced in the proposed State Heritage listing of the Adelaide Park Lands as a State Heritage Area.

CEO Undertaking

In response to queries from Councillor Snape, an undertaking was given by the CEO to provide Council Members with further details on the contamination mentioned in Advice 2, part 1.6 of the decision.

Discussion ensued

The motion was then put and carried

5 Item 9.3 - Report of the Chief Executive Officer Performance Review Committee - 3 March 2022

It was then -

Moved by Councillor Knoll,
Seconded by Deputy Lord Mayor (Councillor Abrahamzadeh) –

THAT COUNCIL

1. Notes the report of the meeting of the Chief Executive Officer Performance Review Committee held on 3 March 2022.

Discussion ensued

The motion was then put and carried

6 Reports for Council (Chief Executive Officer's Reports)

7 Item 10.2 - Pedestrian Footpath Safety - E-Scooters and Bicycles

It was then -

Moved by Councillor Knoll,
Seconded by Councillor Hou –

That Council:

1. Notes the report.
2. Noting recent launches in other capital cities whereby eScooters are used on roads and bike paths rather than footpaths, requests the Lord Mayor write to the Minister for Infrastructure and Transport asking for similar measures to be considered and adopted within South Australia, and requests Council's Administration engage with the Department of Infrastructure and Transport on options related to this.

Discussion ensued, during which:

- A motion of dissent from the ruling of the Chair regarding an amendment that wasn't accepted, was moved by Councillor Martin and seconded by Councillor Snape and lost.
- Part 2 of the motion was varied to include the words 'including implementation of necessary safety infrastructure.'

The motion, as varied, was then put and carried

Councillor Khera requested that a division be taken on the motion, as varied

Division

For (7):

Councillors Abrahamzadeh (Deputy Lord Mayor), Couros, Donovan, Hou, Khera, Knoll and Mackie.

Against (3):

Councillors Martin, Moran and Snape

The division was declared in favour of the motion, as varied

8 Item 10.3 - Resource Recovery Strategy Progress Report

Moved by Deputy Lord Mayor (Councillor Abrahamzadeh),
Seconded by Councillor Knoll –

THAT COUNCIL

Notes the Progress Report on the implementation of the Resource Recovery (Organics, Recycling and Waste) Strategy and Action Plan 2020-2028 for the period 10 November 2020 to 31 December 2021 as shown in Attachment A to Item 10.3 on the Agenda for the meeting of the Council held on 8 March 2022.

Discussion ensued

The motion was then put and carried

9 Item 10.5 - Commence Community Land Revocation - Tynte Street Carpark

Moved by Councillor Couros,
Seconded by Deputy Lord Mayor (Councillor Abrahamzadeh) –

That the matter be deferred to allow the Administration to undertake a detailed review which would assist Council in its decision making and that this review includes the outcomes of discussions with the adjoining properties, tenants and businesses on the street, potential future uses and any impacts to services and / or parking within the precinct.

Discussion ensued

The motion was then put and carried

10 Item 10.6 - Unsolicited Proposals

Moved by Deputy Lord Mayor (Councillor Abrahamzadeh),
Seconded by Councillor Knoll –

THAT COUNCIL

1. Approves the revocation of the Unsolicited Proposals Guidelines.
2. Notes that the receipt of external unsolicited proposals will be managed by SRIA and assessed using the City of Adelaide's risk framework.

Discussion ensued, during which:

- Councillor Hou left the meeting at 6.20pm and re-entered at 6.23pm
- Part 2 of the motion was varied twice to include the words 'prior to discussion and decision by Council.'

The motion, as varied, was then put and carried

Councillor Martin requested that a division be taken on the motion, as varied

Division

For (6):

Councillors Abrahamzadeh (Deputy Lord Mayor), Couros, Donovan, Hou, Khera, and Knoll.

Against (4):

Councillors Mackie, Martin, Moran and Snape

The division was declared in favour of the motion, as varied

The meeting **adjourned at 8.08 pm** until the adjournment of The Committee **and reconvened at 8.32pm** with the following Council Members present -

The Right Honourable The Lord Mayor, Sandy Verschoor (Presiding)
Councillors Abrahamzadeh (Deputy Lord Mayor), Couros, Donovan, Hou, Khera, Knoll, Mackie, Martin, Moran and Snape.

11 Item 10.7 - Code of Conduct 1

Councillor Martin declared a material conflict of interest in Item 10.7 [Code of Conduct 1], pursuant to Sections 73 & 74 of the Local Government Act 1999 (SA), as he was the subject of investigation in the matter with respect to a breach of the code of conduct. He also declared a material conflict of interest in Item 10.8 [Code of Conduct 2], pursuant to Sections 73 & 74 of the Local Government Act 1999 (SA), as he was named in the investigation in the matter with respect to a breach of the code of conduct, withdrew his chair and left the meeting at 6.36pm.

It was then -

Moved by Deputy Lord Mayor (Councillor Abrahamzadeh),
Seconded by Councillor Moran –

THAT COUNCIL

1. Notes the report.
2. Notes that following an investigation (Attachment A to Item 10.7 on the Agenda for the meeting of the Council held on 8 March 2022) into alleged breaches of the Code of Conduct for Council Members, it has been found the actions of Cr Martin have resulted in a breach of the following clause of the Code:
2.8 Endeavour to provide accurate information to the Council and to the public at all times.
3. Notes that, due to the minor and inconsequential nature of the breach, Cr Martin need not undertake any remedial action.

Discussion ensued

The motion was then put and carried

12 Item 10.8 - Code of Conduct 2

Councillor Abrahamzadeh declared a material conflict of interest in Item 10.8 [Code of Conduct 2], pursuant to Sections 73 & 74 of the Local Government Act 1999 (SA), as he was the subject of investigation in the matter with respect to a breach of the code of conduct, withdrew his chair and left the meeting at 6.43pm.

Councillor Moran declared a material conflict of interest in Item 10.7 [Code of Conduct 1], pursuant to Sections 73 & 74 of the Local Government Act 1999 (SA), as she was named in the investigation in the matter with respect to a breach of the code of conduct, withdrew her chair and left the meeting at 6.43pm.

Moved by Councillor Khera,
Seconded by Councillor Hou –

THAT COUNCIL

1. Notes the report.
2. Notes that, following an investigation (Attachment A to Item 10.8 on the Agenda for the meeting of the Council held on 8 March 2022) into alleged breaches of the Code of Conduct for Council Members, it has been found the actions of Cr Abrahamzadeh have resulted in a breach of the following clauses of the Code:
2.2 Act in a way that generates community trust and confidence in the Council.
2.3 Act in a reasonable, just, respectful and non-discriminatory way when dealing with people.
2.4 Show respect for others if making comments publicly.
2.9 Endeavour to establish and maintain a respectful relationship with all Council Members, regardless of differences of views and opinions.
3. Determines that Cr Abrahamzadeh make an apology at a public meeting of the Council for any offence or embarrassment caused by his actions, subject of this Report, to the Complainants, with such apology to be made within two ordinary meetings of the Council's receipt of this report.

Discussion ensued

The motion was then put and carried

Councillors Abrahamzadeh, Martin and Moran re-entered the meeting at 6.47pm

Deputy Lord Mayor (Councillor Abrahamzadeh) made his apology to the meeting.

13 Item 10.9 - 2022 Election and Adoption of Caretaker Policy

Moved by Councillor Knoll,
Seconded by Councillor Mackie –

THAT COUNCIL

1. Adopts the Caretaker Policy as shown in Attachment A to the Item 10.9 on the Agenda for the meeting of the Council on 8 March 2022.

Discussion ensued, during which Councillor Donovan left the meeting at 6.51pm at re-entered at 6.52pm.

The motion was then put and carried

14 Item 10.10 - Libraries Board of SA

The Lord Mayor called for nominations of up to two Council Members or staff members to the Libraries Board of SA.

Councillor Snape nominated Councillor Moran, who accepted the nomination.

Councillor Mackie nominated Councillor Martin, who accepted the nomination.

Councillors Martin and Moran, identified an actual conflict of interest in Item 10.10 [Libraries Board of SA] pursuant to Sections 75 & 75A of the *Local Government Act 1999 (SA)*, because of remuneration associated with an appointment to the position left the meeting at 6.53pm.

It was then -

Moved by Councillor Snape,
Seconded by Councillor Mackie –

That Councillors Martin and Moran be approved as Council's nominations to the Libraries Board of SA.

Discussion ensued

The motion was then put and lost

Councillor Mackie requested that a division be taken on the motion

Division

For (3):

Councillors Donovan, Mackie and Snape

Against (5):

Councillors Abrahamzadeh (Deputy Lord Mayor), Couros, Hou, Khera, and Knoll.

The division was declared against the motion

Councillors Martin and Moran re-entered the meeting at 6.57pm

15 Item 13 - Lord Mayor's Reports

The Lord Mayor addressed the meeting as follows:

'I'd like to start by thanking the Deputy Lord Mayor for stepping in as Presiding Member at last week's Council meeting as well as filling in for me at several speaking engagements last week while I was unwell.

Last week, the City of Adelaide sponsored the Showcase SA International Women's Day luncheon at the Adelaide Convention Centre. I was devastated to have missed such an important event but the Deputy Lord Mayor did a fantastic job representing me and spoke about how our city has been shaped by brave and extraordinary women.

South Australia has always led the way on gender equality becoming the first state in Australia to legislate women's right to vote in 1894 - only the second place in the world after New Zealand - and the first place in the world to give women the right to stand for parliament.

South Australian women have long been champions for change including leading suffragist Catherine Helen Spence, Australia's first female political candidate, novelist and professional journalist. Dame Roma Mitchell, Australia's first female Supreme Court judge, University Chancellor and ultimately Governor and of course our own Wendy Chapman, who became Australia's first female Capital City Lord Mayor when she was elected to the City of Adelaide Council in 1983.

It's important that we celebrate the women who have made a significant and unique contribution to the city by raising their profile and showcasing them within the Adelaide Town Hall, which historically has only paid tribute to our city's male leaders.

Wendy is now back up on the wall in the chamber where she belongs after her portrait was reframed and I look forward to her being joined by some of our city's other leading ladies soon.

We have been so lucky to have yet another incredible festival season here in the city with the 30th anniversary of WOMADelaide taking place on the weekend, along with the last weekend of the Adelaide Fringe, Adelaide Festival and Writer's Week.

On 4 March, I held a reception to celebrate the 15th anniversary of the Honeypot at the Adelaide Fringe. With the Honeypot, the Fringe created one of the first marketplaces for artists to be discovered by other festival directors, programmers and venue curators and for programmers to meet with artists and secure bookings.

I also attended the launch of the new West Village in the West End on 19 February. With more than 18 different venues and 400 shows, it is fantastic to see the fun of the Fringe being shared right around the city. For the past two weekends, we also had the Twilight Fringe at Eighty Eight O'Connell.

The 21st of February also marked the 50th anniversary of Adelaide's Sister City relationship with Christchurch. The CEO and I had a virtual meeting with Christchurch Mayor Lianne Dalziel to reflect on the past 50 years and discuss opportunities for the future. ‘

During the discussion:

- Councillors Moran and Snape left the meeting at 6.58pm
- Councillor Khera left the meeting at 7.00pm

It was then -

Moved by Councillor Mackie,
Seconded by Deputy Lord Mayor (Councillor Abrahamzadeh) –

That the report be received and noted.

Councillor Khera re-entered the meeting at 7.01pm

The motion was then put and carried

16 Councillor's Reports

17 Item 14.1 - Reports from Council Members

Moved by Councillor Knoll,
Seconded by Deputy Lord Mayor (Councillor Abrahamzadeh) –

THAT COUNCIL

1. Notes the Council Member activities and functions attended on behalf of the Lord Mayor (Attachment A to Item 14.1 on the Agenda for the meeting of the Council held on 8 March 2022).
2. Notes the summary of Council Members meeting attendance (Attachment B to Item 14.1 on the Agenda for the meeting of the Council held on 8 March 2022).
3. Notes that reports from Council Members tabled at the meeting of the Council held on 8 March 2022 be included in the Minutes of the meeting.

Discussion ensued, during which:

- Councillor Knoll addressed the meeting on his attendance at the Indigenous T20 championships
- Councillor Khera left the meeting at 7.02pm
- Councillors Moran and Snape re-entered the meeting at 7.02pm

The motion was then put and carried

Closure

The meeting closed at 7.03 pm

Clare Mockler,
Chief Executive Officer

Sandy Verschoor
Lord Mayor

Documents Attached:

Nil