



COUNCIL AGENDA & REPORTS

for the meeting

Tuesday, 26 September 2023

at 5.30 pm

in the Council Chamber, Adelaide Town Hall

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Members: The Right Honourable the Lord Mayor, Dr Jane Lomax-Smith (Presiding)
 Deputy Lord Mayor, Councillor Martin
 Councillors Abrahamzadeh, Couros, Davis, Elliott, Giles, Hou, Li, Noon, Dr Siebentritt and
 Snape

Agenda

Item	Pages
1. Acknowledgement of Country	
The Lord Mayor 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 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. Acknowledgement of Colonel William Light	
The Lord Mayor will state:	
‘The Council acknowledges the vision of Colonel William Light in determining the site for Adelaide and the design of the City with its six squares and surrounding belt of continuous Park Lands which is recognised on the National Heritage List as one of the greatest examples of Australia’s planning heritage.’	
3. Prayer/Pledge	
The Lord Mayor will state:	
‘May we in this meeting speak honestly, listen attentively, think clearly and decide wisely for the good governance of the City of Adelaide and the wellbeing of those we serve.’	
4. Memorial Silence	
The Lord Mayor will ask all present to stand in silence in memory of those who gave their lives in defence of their Country, at sea, on land and in the air.	
5. Apologies and Leave of Absence	
On Leave -	
Councillor Giles	
6. Confirmation of Minutes - 12/9/2023 & 18/9/2023	
That the Minutes of the meeting of the Council held on 12 September 2023 and the Minutes of the Special meeting of the Council held on 18 September 2023, be taken as read and be confirmed as an accurate record of proceedings.	
View public 12 September 2023 Minutes here .	

7.	Deputations	
	Granted at time of Agenda Publication – 22/9/2023	
	Nil	
8.	Petitions	
	Nil	
9.	Reports from Committees and Kadaltilla / Adelaide Park Lands Authority	
9.1	Recommendations of the City Community Services and Culture Committee - 19 September 2023	4 - 5
9.2	Recommendations of the City Finance and Governance Committee - 19 September 2023	6 - 17
9.3	Recommendation of the Infrastructure and Public Works Committee - 19 September 2023	18 - 19
9.4	Recommendation of the City Planning, Development and Business Affairs Committee - 21 September 2023	To be tabled
10.	Reports for Council (Chief Executive Officer's Reports)	
	Nil	
11.	Lord Mayor's Reports	
12.	Councillors' Reports	
12.1	Reports from Council Members	20 - 22
13.	Motions on Notice	
13.1	Deputy Lord Mayor (Councillor Martin) - MoN - City of Adelaide Bow Figurehead	23 - 25
13.2	Councillor Noon - MoN - Update the Existing Prayer to include new Pledge	26 - 27
14.	Motions without Notice	
15.	Questions on Notice	
	Nil	
16.	Questions without Notice	
17.	Exclusion of the Public	28 - 30
	In accordance with sections 90(2),(3) and (7) of the <i>Local Government Act 1999 (SA)</i> Council will consider whether to discuss in confidence the reports contained within section 18 of this Agenda.	
18.	Confidential Reports from Committees and Kadaltilla / Adelaide Park Lands Authority	
18.1	Confidential Recommendation of the City Finance and Governance Committee - 19 September 2023 [S90(3) (g), (j)]	31 - 32
19.	Closure	

Recommendation of the City Community Services and Culture Committee – Special Meeting – 19 September 2023

Tuesday, 26 September 2023
Council

Strategic Alignment - Enabling Priorities

Public

Approving Officer:
Alana Martin, Manager,
Governance

EXECUTIVE SUMMARY

The City Community Services and Culture Committee considered the following Items at its Special meeting held on 19 September 2023 and resolved to present to Council the following recommendation for Council determination:

- Item 3.2 – National Housing and Homelessness Plan Issues Paper Submission

RECOMMENDATION

1. **Recommendation 1 – Item 3.2 - National Housing and Homelessness Plan Issues Paper Submission**

THAT COUNCIL

1. Endorses the City of Adelaide Submission on the National Housing and Homelessness Issues Paper contained in Attachment A to Item 3.2 on the Agenda for the Special meeting of the City Community Services and Culture Committee held on 19 September 2023.
 2. Authorises the Lord Mayor and Chief Executive Officer to make minor amendments, if required and submit the City of Adelaide Submission on the National Housing and Homelessness Issues Paper contained in Attachment A to Item 3.2 on the Agenda for the Special meeting of the City Community Services and Culture Committee held on 19 September 2023.
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DISCUSSION

1. The City Community Services and Culture Committee met on Tuesday 19 September 2023. The Agenda with reports for the meeting can be viewed [here](#).

2. The following matters were the subject of deliberation:

2.1. Item 3.1 - Adelaide Aquatic Centre Redevelopment - Consultation Results

THAT THE CITY COMMUNITY SERVICES AND CULTURE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL

1. Endorses the assessment of the community consultation findings.
2. Notes that a further report detailing the essential terms and the negotiated draft Lease Agreement will be presented to Council in November 2023.

This recommendation will be presented to Council on 10 October 2023.

2.2. Item 3.2 - National Housing and Homelessness Plan Issues Paper Submission

THAT THE CITY COMMUNITY SERVICES AND CULTURE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL

1. Endorses the City of Adelaide Submission on the National Housing and Homelessness Issues Paper contained in Attachment A to Item 3.2 on the Agenda for the Special meeting of the City Community Services and Culture Committee held on 19 September 2023.
2. Authorises the Lord Mayor and Chief Executive Officer to make minor amendments, if required and submit the City of Adelaide Submission on the National Housing and Homelessness Issues Paper contained in Attachment A to Item 3.2 on the Agenda for the Special meeting of the City Community Services and Culture Committee held on 19 September 2023.

DATA AND SUPPORTING INFORMATION

Link 1 – City Community Services and Culture Committee Agenda

ATTACHMENTS

Nil

- END OF REPORT -

Recommendation of the City Finance and Governance Committee – 19 September 2023

Strategic Alignment - Enabling Priorities

Public

Approving Officer:
Michael Sedgman, Chief
Operating Officer

EXECUTIVE SUMMARY

The City Finance and Governance Committee considered the following Items at its meeting held on 19 September 2023 and resolved to present to Council the following recommendations for Council determination:

- Item 4.1 – Q4 Business Update
- Item 4.2 - Review of ACMA and AEDA Charters and amendments to AEDA Advisory Committee Terms of Reference
- Item 4.3 - Workforce Planning and Staff Retention - Internal audit review
- Item 4.4 - Adoption of the Long Term Financial Plan 2023 - 2024 to 2032 – 2033 & CEO Sustainability Statement
- Item 4.5 – 2023/24 Q2 Quarterly Forward Procurement Report
- Item 4.6 - Delegation to Award Contract
- Item 4.7 - Integrated Strategic Community Engagement
- Item 4.8 - Market Research - Outcomes for the Draft Strategic Plan 2024-2028
- Item 4.9 - Code of Practice - Access to Council and Committee Meetings and Documents
- Item 4.10 - Council Member Allowance and Benefits Policy
- Item 4.11 - Council Member Allowance and Benefits Policy - Specific to the Lord Mayor
- Item 4.12 - Council Member Training and Development Policy
- Item 4.13 - Review of Council Delegations
- Item 4.14 - Draft Code of Practice for Meeting Procedures

RECOMMENDATION

1. **Recommendation 1** – Item 4.1 – Q4 Business Update

THAT COUNCIL:

1. Notes the 2022/23 Preliminary Financial Position as presented in Attachment A to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, which include:
 - 1.1. Total operating income of \$215.454 million (\$213.446 million estimated in Q3)
 - 1.2. Total operating expenditure (including depreciation) of \$214.187 million (\$213.359 million estimated in Q3)
 - 1.3. An operating surplus of \$1.27 million (\$87,000 estimated in Q3)
2. Notes results presented are subject to external audit, and therefore are estimates at this stage.

3. Notes the Capital Works Quarter 4 Review as presented in Attachment A to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, which include:
 - 3.1. Major Projects expenditure of \$14.19 million (\$17.1 million estimated in Q3)
 - 3.2. New and Upgrades expenditure of \$4.02 million (\$6.5 million estimated in Q3)
 - 3.3. Renewals expenditure of \$30.12 million (\$38.2 million estimated in Q3)
 - 3.4. Capital Program Management expenditure of \$8.95 million (\$9.8 million in Q3)
 - 3.5. Grant funding to support capital expenditure on new/upgraded assets of \$6.7 million (\$11.7 million in Q3).
4. Notes the Adelaide Central Market Authority Quarter 4 report 2022/23 (Attachment B to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
5. Notes the Adelaide Economic Development Agency Quarter 4 report 2022/23 (Attachment C to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
6. Notes the Kadaltilla / Park Lands Authority Quarter 4 report 2022/23 (Attachment D to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
7. Notes the Brown Hill Keswick Creek Quarter 4 report 2022/23 (Attachment E to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
8. Notes that at the end of this Quarter 93% of Projects were capitalised within 10 Weeks, exceeding the 70% target proposed by the Audit and Risk Committee at its meeting of 5 February 2021.

2. Recommendation 2 – Item 4.2 – Review of ACMA and AEDA Charters and amendments to AEDA Advisory Committee Terms of Reference

THAT COUNCIL

1. Notes the table of proposed amendments to the Charters of the Adelaide Central Market Authority and Adelaide Economic Development Agency as set out in Attachment A to Item 4.2 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.
2. Approves the amendments to the Charter of the Adelaide Central Market Authority as set out in Attachment B to Item 4.2 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.
3. Authorises the Chief Executive Officer to make any necessary or desirable typographical or syntactical revisions to the amended Adelaide Central Market Authority Charter as set out in Attachment B to Item 4.2 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023 before any publication is made in the Government Gazette. If any such revisions are made, then it is the version as revised which will become the Charter upon publication in the Government Gazette.
4. Notes the amended Charter of the Adelaide Central Market Authority will be provided to the Minister for Local Government.
5. Notes the amendments will be effective from the date the Charter of the Adelaide Central Market Authority (as amended) is published in the Government Gazette.
6. Notes that the proposed changes to the Adelaide Economic Development Agency charter will be deferred until the matter is discussed by the Board of AEDA and Council.

3. Recommendation 3 – Item 4.3 – Workforce Planning and Staff Retention - Internal audit review

THAT COUNCIL

1. Notes the Internal Audit Report conducted by KPMG on Workforce Planning, Attachment A to Item 4.3 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.

4. Recommendation 4 – Item 4.4 – Adoption of the Long Term Financial Plan 2023 - 2024 to 2032 – 2033 & CEO Sustainability Statement

THAT COUNCIL

1. Notes the Chief Executive Officer Financial Sustainability Report.
2. Notes the long term financial sustainability of the Long Term Financial Plan 2023/24 to 2032/33.
3. Adopts the Long Term Financial Plan 2023/24 to 2032/33 as set out in Attachment A to 4.4 on the Agenda for the City Finance and Governance Committee meeting held 19 September 2023.
4. Requests administration prepare a report making recommendations in relation to amendments to the Long Term Financial Plan regarding the following:
 - 4.1. Continued growth in revenue, through both rates and commercial activities, at or above the rate of growth in expenses.
 - 4.2. Investment of \$15m per annum for the life of the LTFP on new and upgrade projects.
 - 4.3. The future of Rundle UPark.
 - 4.4. Successful resolution of external funding for the renewal of the Torrens Weir and Adelaide Bridge.
 - 4.5. Ongoing advocacy for reductions in exemptions and mandatory rebates.
 - 4.6. Use of the Future Fund.

5. Recommendation 5 – Item 4.5 – 2023/24 Q2 Quarterly Forward Procurement Report

THAT COUNCIL

1. Notes the Procurements set out in Attachment A to Item 4.5 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, which will be released to the market during Quarter 2 of the 2023/2024 financial year.

6. Recommendation 6 – Item 4.6 – Delegation to Award Contract

THAT COUNCIL

1. Approves the Award of Contract to the preferred tenderer as identified by the Evaluation Panel for the Pitt Street Redevelopment.
2. Authorises the Chief Executive Officer or delegate to execute the relevant contract including the approval of any variation (financial and non-financial) to the contract based on the procurement process conducted.

7. Recommendation 7 – Item 4.7 – Integrated Strategic Community Engagement

THAT COUNCIL

1. Endorses the Integrated Community Engagement Framework and 2023/24 Program, Attachment A to Item 4.7 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.

8. Recommendation 8 – Item 4.8 – Market Research - Outcomes for the Draft Strategic Plan 2024-2028

THAT COUNCIL:

1. Notes the results from the McGregor Tan Community Perceptions and Vision survey of 800 respondents as provided in Attachment A to Item 4.8 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, which forms part of the evidence base for the development of the Strategic Plan 2024-2028.

9. Recommendation 9 – Item 4.9 – Code of Practice - Access to Council and Committee Meetings and Documents

THAT COUNCIL:

1. Endorses the draft Code of Practice – Access to Council and Committee Meetings and Documents as contained in Attachment A to Item 4.9 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, for the purposes of public consultation.
2. Notes public consultation commences on 3 October 2023 and concludes on 25 October 2023, in accordance with Council's Community Consultation Policy and the legislative requirement of a minimum 21 days public consultation.

3. Notes a report will be presented to the City Finance and Governance Committee meeting to be held on 21 November 2023 that includes;
 - 3.1. details of any submissions received during the public consultation period regarding the Code of Practice – Access to Meetings and Documents; and
 - 3.2. a final proposed Code of Practice – Access to Council and Committee Meetings and Documents for Council to consider and adopt.

10. Recommendation 10 – Item 4.10 – Council Member Allowance and Benefits Policy

THAT COUNCIL:

1. Adopts the Council Member Allowance and Benefits Policy, as contained in Attachment A to Item 4.10 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.
2. Approves the deletion of the following sections of the City of Adelaide Standing Orders:
 - 2.1. Chapter 5 – Allowances and Benefits
 - 2.1.1 Part One – Allowances
 - 2.1.2 Part Two – Benefits and Reimbursements of Expenses
 - 2.1.3 Part Three – Register of Allowances and Benefits
 - 2.1.4 Part Four – Provision of Facilities and Support
3. Authorises the Chief Executive Officer to make minor editorial or formatting amendments as required to finalise the Council Member Allowance and Benefits Policy.

11. Recommendation 11 – Item 4.11 – Council Member Allowance and Benefits Policy - Specific to the Lord Mayor

THAT COUNCIL

1. Endorses that in accordance with section 26 of the City of Adelaide Act 1998, that the provision of facilities and support specific to the Lord Mayor as set out in Schedule 3 to the Council Member Allowances and Benefits Policy as set out in Attachment A to Item 4.11 on the Agenda for the meeting of the City Finance and Governance Committee meeting held on 19 September 2023, are necessary or expedient to the performance or discharge of official functions and duties by the Lord Mayor.
2. Adopts Schedule 3 to the Council Member Allowances and Benefits Policy as set out in Attachment A to Item 4.11 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.
3. Authorises the Chief Executive Officer to make any necessary typographical or syntactical revisions to Schedule 3 of the Council Member Allowances and Benefits Policy.

12. Recommendation 12 – Item 4.12 – Council Member Training and Development Policy

THAT COUNCIL

1. Adopts the Council Member Training and Development Policy as contained in Attachment A to Item 4.12 on the Agenda for the meeting of City Finance and Governance Committee held on 19 September 2023.
2. Approves the deletion of the following sections of the City of Adelaide Standing Orders
 - 2.1. Part 5 – Training and Development
3. Authorises the Chief Executive Officer to make any minor editorial and formatting changes as required to finalise the Council Member Training and Development Policy.

13. Recommendation 13 – Item 4.13 – Review of Council Delegations

THAT COUNCIL

1. Resolves to grant the delegation of powers and functions of the Council as provided for in the attached instrument of delegation (Attachment A to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 44 and 101 of the Act as the Chief Executive Officer sees fit, unless indicated herein or in the Schedule of conditions contained in each proposed Instrument of Delegation.

Planning, Development and Infrastructure Act 2016 (Instrument A)

3. That Council resolves to grant the delegation of powers and functions under the Planning, Development and Infrastructure Act 2016, exercising the power contained in Section 44 of the Act as provided for in the attached instrument of Delegation (Attachment A to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023) to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions the proposed Instrument of Delegation.
4. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 44 and 101 of the Act as the Chief Executive Officer sees fit, unless indicated herein of the Schedule of Conditions contained the proposed Instrument of Delegation.

Planning, Development and Infrastructure Act 2016 (Instrument B)

5. That Council resolves to grant the delegation of powers and functions under the Planning, Development and Infrastructure Act 2016, exercising the power contained in section 100 of the Planning, Development and Infrastructure Act 2016, as provided for in the attached instrument of Delegation (Attachment A to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023) to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.
6. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 100(2)(c) of the Planning, Development and Infrastructure Act 2016 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

Adelaide Central Market Authority

7. That Council resolves to grant the delegation of powers and functions as provided for in the attached instrument of delegation (Attachment B to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023), exercising the powers contained in section 44 of the Act to the Adelaide Central Market Authority subject to the conditions and/or limitations, if any, specified herein or in the proposed instrument of Delegation.

Adelaide Economic Development Agency

8. That Council resolves to grant the delegation of powers and functions as provided for in the attached instrument of delegation (Attachment C to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023), exercising the powers contained in section 44 of the Act to the Adelaide Economic Development Agency subject to the conditions and/or limitations, if any, specified herein or in the proposed instrument of Delegation.

Road Traffic Act 1961 General Approval

9. That Council resolves to grant the sub-delegation of powers under the Road Traffic Act 1961 as provided for in the attached instrument of delegation (Attachment D to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
10. In accordance with the Instrument of General Approval and Delegation to Council (dated 22 August 2013) from the Minister for Transport and Infrastructure (General Approval), the Council authorises the following person(s) pursuant to Clause A.7 of the General Approval to endorse Traffic Impact Statements for the purposes of Clause A of the General Approval provided that such person(s) shall take into account the matters specified in Clause A.7 of the General Approval in respect of Traffic Impact Statements:
 - 10.1. Julie Bellwood
 - 10.2. Jarrad Parsons
 - 10.3. Penelope Bennett
11. In accordance with Clause A.7 of the General Approval the Council is of the opinion that the following person(s) is/are experienced traffic engineering practitioner(s) for the purposes of preparing a Traffic Impact Statement as required by Clause A.7 of the General Approval:
 - 11.1. Julie Bellwood
 - 11.2. Amy Smith
 - 11.3. Christian Bilas

- 11.4. Darren Mitchell
- 11.5. Jarrad Parsons
- 11.6. Jarrod Armitage
- 11.7. Penelope Bennett
- 11.8. Stephanie Papandrea
- 11.9. Michael Lee
- 11.10. Justine Austin

12. In accordance with Clause E.2 of the General Approval, the Council is of the opinion that the following person(s) has (have) an appropriate level of knowledge and expertise in the preparation of Traffic Management Plans:

- 12.1. Julie Bellwood
- 12.2. Amy Smith
- 12.3. Christian Bilas
- 12.4. Darren Mitchell
- 12.5. Jarrad Parsons
- 12.6. Jarrod Armitage
- 12.7. Penelope Bennett
- 12.8. Stephanie Papandrea
- 12.9. Michael Lee
- 12.10. Justine Austin

14. Recommendation 14 – Item 4.14 – Draft Code of Practice for Meeting Procedures

THAT COUNCIL

1. Notes the Council's decision at its Meeting on 22 August 2023 to include the following pledge in the Ordinary Council Agenda:

'May we in this meeting speak honestly, listen attentively, think clearly and decide wisely for the good governance of the City of Adelaide and the wellbeing of those we serve.'
2. Approves the deletion of the reference to a prayer from the Ordinary Council Agenda and amends the Code of Practice for meeting Procedures accordingly.
3. Approves the following changes to the Code of Practice for Meeting Procedures, as identified in Attachment A to Item 4.14 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023:
 - 3.1. Conflict of Interest to be included as an agenda item at all meetings (sections 3.3 and 4.6)
 - 3.2. Special meeting agenda structure (section 3.3)
 - 3.3. Removal of the title "your worship" (section 4.11)
 - 3.4. Clarification of procedures for Meeting Interruption (4.24)
 - 3.5. Clarification of discretionary provisions (section 6.1)
 - 3.6. Minor typographical and syntactical revisions (as highlighted)
4. Authorises the Chief Executive Officer to make any necessary typographical or syntactical revisions in order to finalise the Code of Practice for Meeting Procedures.

DISCUSSION

1. The City Finance and Governance Committee met at a meeting of the Committee on Tuesday 19 September 2023. The Agenda with public reports for the meeting can be viewed [here](#).
2. The following matters were the subject of deliberation:

- 2.1. Item 4.1 – Q4 Business Update

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Notes the 2022/23 Preliminary Financial Position as presented in Attachment A to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, which include:
 - 1.1. Total operating income of \$215.454 million (\$213.446 million estimated in Q3)
 - 1.2. Total operating expenditure (including depreciation) of \$214.187 million (\$213.359 million estimated in Q3)
 - 1.3. An operating surplus of \$1.27 million (\$87,000 estimated in Q3)
 2. Notes results presented are subject to external audit, and therefore are estimates at this stage.
 3. Notes the Capital Works Quarter 4 Review as presented in Attachment A to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, which include:
 - 3.1. Major Projects expenditure of \$14.19 million (\$17.1 million estimated in Q3)
 - 3.2. New and Upgrades expenditure of \$4.02 million (\$6.5 million estimated in Q3)
 - 3.3. Renewals expenditure of \$30.12 million (\$38.2 million estimated in Q3)
 - 3.4. Capital Program Management expenditure of \$8.95 million (\$9.8 million in Q3)
 - 3.5. Grant funding to support capital expenditure on new/upgraded assets of \$6.7 million (\$11.7 million in Q3).
 4. Notes the Adelaide Central Market Authority Quarter 4 report 2022/23 (Attachment B to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
 5. Notes the Adelaide Economic Development Agency Quarter 4 report 2022/23 (Attachment C to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
 6. Notes the Kadaltilla / Park Lands Authority Quarter 4 report 2022/23 (Attachment D to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
 7. Notes the Brown Hill Keswick Creek Quarter 4 report 2022/23 (Attachment E to Item 4.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
 8. Notes that at the end of this Quarter 93% of Projects were capitalised within 10 Weeks, exceeding the 70% target proposed by the Audit and Risk Committee at its meeting of 5 February 2021.
- 2.2. Item 4.2 – Review of ACMA and AEDA Charters and amendments to AEDA Advisory Committee Terms of Reference

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Notes the table of proposed amendments to the Charters of the Adelaide Central Market Authority and Adelaide Economic Development Agency as set out in Attachment A to Item 4.2 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.

2. Approves the amendments to the Charter of the Adelaide Central Market Authority as set out in Attachment B to Item 4.2 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.
 3. Authorises the Chief Executive Officer to make any necessary or desirable typographical or syntactical revisions to the amended Adelaide Central Market Authority Charter as set out in Attachment B to Item 4.2 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023 before any publication is made in the Government Gazette. If any such revisions are made, then it is the version as revised which will become the Charter upon publication in the Government Gazette.
 4. Notes the amended Charter of the Adelaide Central Market Authority will be provided to the Minister for Local Government.
 5. Notes the amendments will be effective from the date the Charter of the Adelaide Central Market Authority (as amended) is published in the Government Gazette.
 6. Notes that the proposed changes to the Adelaide Economic Development Agency charter will be deferred until the matter is discussed by the Board of AEDA and Council.
- 2.3. Item 4.3 – Workforce Planning and Staff Retention - Internal audit review

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Notes the Internal Audit Report conducted by KPMG on Workforce Planning, Attachment A to Item 4.3 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.
- 2.4. Item 4.4 – Adoption of the Long Term Financial Plan 2023 - 2024 to 2032 – 2033 & CEO Sustainability Statement

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Notes the Chief Executive Officer Financial Sustainability Report.
 2. Notes the long term financial sustainability of the Long Term Financial Plan 2023/24 to 2032/33.
 3. Adopts the Long Term Financial Plan 2023/24 to 2032/33 as set out in Attachment A to 4.4 on the Agenda for the City Finance and Governance Committee meeting held 19 September 2023.
 4. Requests administration prepare a report making recommendations in relation to amendments to the Long Term Financial Plan regarding the following:
 - 4.1. Continued growth in revenue, through both rates and commercial activities, at or above the rate of growth in expenses.
 - 4.2. Investment of \$15m per annum for the life of the LTFP on new and upgrade projects.
 - 4.3. The future of Rundle UPark.
 - 4.4. Successful resolution of external funding for the renewal of the Torrens Weir and Adelaide Bridge.
 - 4.5. Ongoing advocacy for reductions in exemptions and mandatory rebates.
 - 4.6. Use of the Future Fund.
- 2.5. Item 4.5 – 2023/24 Q2 Quarterly Forward Procurement Report

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Notes the Procurements set out in Attachment A to Item 4.5 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, which will be released to the market during Quarter 2 of the 2023/2024 financial year.

2.6. Item 4.6 – Delegation to Award Contract

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Approves the Award of Contract to the preferred tenderer as identified by the Evaluation Panel for the Pitt Street Redevelopment.
2. Authorises the Chief Executive Officer or delegate to execute the relevant contract including the approval of any variation (financial and non-financial) to the contract based on the procurement process conducted.

2.7. Item 4.7 – Integrated Strategic Community Engagement

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Endorses the Integrated Community Engagement Framework and 2023/24 Program, Attachment A to Item 4.7 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.

2.8. Item 4.8 – Market Research - Outcomes for the Draft Strategic Plan 2024-2028

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Notes the results from the McGregor Tan Community Perceptions and Vision survey of 800 respondents as provided in Attachment A to Item 4.8 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, which forms part of the evidence base for the development of the Strategic Plan 2024-2028.

2.9. Item 4.9 – Code of Practice - Access to Council and Committee Meetings and Documents

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Endorses the draft Code of Practice – Access to Council and Committee Meetings and Documents as contained in Attachment A to Item 4.9 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023, for the purposes of public consultation.
2. Notes public consultation commences on 3 October 2023 and concludes on 25 October 2023, in accordance with Council's Community Consultation Policy and the legislative requirement of a minimum 21 days public consultation.
3. Notes a report will be presented to the City Finance and Governance Committee meeting to be held on 21 November 2023 that includes;
 - 3.1. details of any submissions received during the public consultation period regarding the Code of Practice – Access to Meetings and Documents; and
 - 3.2. a final proposed Code of Practice – Access to Council and Committee Meetings and Documents for Council to consider and adopt.

2.10. Item 4.10 – Council Member Allowance and Benefits Policy

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Adopts the Council Member Allowance and Benefits Policy, as contained in Attachment A to Item 4.10 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.
2. Approves the deletion of the following sections of the City of Adelaide Standing Orders:
 - 2.1. Chapter 5 – Allowances and Benefits
 - 2.1.1 Part One – Allowances
 - 2.1.2 Part Two – Benefits and Reimbursements of Expenses
 - 2.1.3 Part Three – Register of Allowances and Benefits

2.1.4 Part Four – Provision of Facilities and Support

3. Authorises the Chief Executive Officer to make minor editorial or formatting amendments as required to finalise the Council Member Allowance and Benefits Policy.

2.11. Item 4.11 – Council Member Allowance and Benefits Policy - Specific to the Lord Mayor

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Endorses that in accordance with section 26 of the City of Adelaide Act 1998, that the provision of facilities and support specific to the Lord Mayor as set out in Schedule 3 to the Council Member Allowances and Benefits Policy as set out in Attachment A to Item 4.11 on the Agenda for the meeting of the City Finance and Governance Committee meeting held on 19 September 2023, are necessary or expedient to the performance or discharge of official functions and duties by the Lord Mayor.
2. Adopts Schedule 3 to the Council Member Allowances and Benefits Policy as set out in Attachment A to Item 4.11 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023.
3. Authorises the Chief Executive Officer to make any necessary typographical or syntactical revisions to Schedule 3 of the Council Member Allowances and Benefits Policy.

2.12. Item 4.12 – Council Member Training and Development Policy

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Adopts the Council Member Training and Development Policy as contained in Attachment A to Item 4.12 on the Agenda for the meeting of City Finance and Governance Committee held on 19 September 2023.
2. Approves the deletion of the following sections of the City of Adelaide Standing Orders
 - 2.1. Part 5 – Training and Development
3. Authorises the Chief Executive Officer to make any minor editorial and formatting changes as required to finalise the Council Member Training and Development Policy.

2.13. Item 4.13 – Review of Council Delegations

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Resolves to grant the delegation of powers and functions of the Council as provided for in the attached instrument of delegation (Attachment A to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 44 and 101 of the Act as the Chief Executive Officer sees fit, unless indicated herein or in the Schedule of conditions contained in each proposed Instrument of Delegation.

Planning, Development and Infrastructure Act 2016 (Instrument A)

3. That Council resolves to grant the delegation of powers and functions under the Planning, Development and Infrastructure Act 2016, exercising the power contained in Section 44 of the Act as provided for in the attached instrument of Delegation (Attachment A to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023) to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions the proposed Instrument of Delegation.
4. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 44 and 101 of the Act as the Chief Executive Officer sees fit, unless indicated herein of the Schedule of Conditions contained the proposed Instrument of Delegation.

Planning, Development and Infrastructure Act 2016 (Instrument B)

5. That Council resolves to grant the delegation of powers and functions under the Planning, Development and Infrastructure Act 2016, exercising the power contained in section 100 of the Planning, Development and Infrastructure Act 2016, as provided for in the attached instrument of Delegation (Attachment A to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023) to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.
6. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 100(2)(c) of the Planning, Development and Infrastructure Act 2016 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

Adelaide Central Market Authority

7. That Council resolves to grant the delegation of powers and functions as provided for in the attached instrument of delegation (Attachment B to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023), exercising the powers contained in section 44 of the Act to the Adelaide Central Market Authority subject to the conditions and/or limitations, if any, specified herein or in the proposed instrument of Delegation.

Adelaide Economic Development Agency

8. That Council resolves to grant the delegation of powers and functions as provided for in the attached instrument of delegation (Attachment C to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023), exercising the powers contained in section 44 of the Act to the Adelaide Economic Development Agency subject to the conditions and/or limitations, if any, specified herein or in the proposed instrument of Delegation.

Road Traffic Act 1961 General Approval

9. That Council resolves to grant the sub-delegation of powers under the Road Traffic Act 1961 as provided for in the attached instrument of delegation (Attachment D to Item 4.13 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023).
10. In accordance with the Instrument of General Approval and Delegation to Council (dated 22 August 2013) from the Minister for Transport and Infrastructure (General Approval), the Council authorises the following person(s) pursuant to Clause A.7 of the General Approval to endorse Traffic Impact Statements for the purposes of Clause A of the General Approval provided that such person(s) shall take into account the matters specified in Clause A.7 of the General Approval in respect of Traffic Impact Statements:
 - 10.1. Julie Bellwood
 - 10.2. Jarrad Parsons
 - 10.3. Penelope Bennett
11. In accordance with Clause A.7 of the General Approval the Council is of the opinion that the following person(s) is/are experienced traffic engineering practitioner(s) for the purposes of preparing a Traffic Impact Statement as required by Clause A.7 of the General Approval:
 - 11.1. Julie Bellwood
 - 11.2. Amy Smith
 - 11.3. Christian Bilas
 - 11.4. Darren Mitchell
 - 11.5. Jarrad Parsons
 - 11.6. Jarrod Armitage
 - 11.7. Penelope Bennett
 - 11.8. Stephanie Papandrea
 - 11.9. Michael Lee
 - 11.10. Justine Austin

12. In accordance with Clause E.2 of the General Approval, the Council is of the opinion that the following person(s) has (have) an appropriate level of knowledge and expertise in the preparation of Traffic Management Plans:

- 12.1. Julie Bellwood
- 12.2. Amy Smith
- 12.3. Christian Bilas
- 12.4. Darren Mitchell
- 12.5. Jarrad Parsons
- 12.6. Jarrod Armitage
- 12.7. Penelope Bennett
- 12.8. Stephanie Papandrea
- 12.9. Michael Lee
- 12.10. Justine Austin

- 2.14. Item 4.14 – Draft Code of Practice for Meeting Procedures

THAT THE CITY FINANCE AND GOVERNANCE COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Notes the Council's decision at its Meeting on 22 August 2023 to include the following pledge in the Ordinary Council Agenda:

'May we in this meeting speak honestly, listen attentively, think clearly and decide wisely for the good governance of the City of Adelaide and the wellbeing of those we serve.'
2. Approves the deletion of the reference to a prayer from the Ordinary Council Agenda and amends the Code of Practice for meeting Procedures accordingly.
3. Approves the following changes to the Code of Practice for Meeting Procedures, as identified in Attachment A to Item 4.14 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023:
 - 3.1. Conflict of Interest to be included as an agenda item at all meetings (sections 3.3 and 4.6)
 - 3.2. Special meeting agenda structure (section 3.3)
 - 3.3. Removal of the title "your worship" (section 4.11)
 - 3.4. Clarification of procedures for Meeting Interruption (4.24)
 - 3.5. Clarification of discretionary provisions (section 6.1)
 - 3.6. Minor typographical and syntactical revisions (as highlighted)
4. Authorises the Chief Executive Officer to make any necessary typographical or syntactical revisions in order to finalise the Code of Practice for Meeting Procedures.

DATA AND SUPPORTING INFORMATION

Link 1 – City Finance and Governance Committee Agenda

ATTACHMENTS

Nil

- END OF REPORT -

Recommendation of the Infrastructure and
Public Works Committee –
19 September 2023

Tuesday, 22 August 2023
Council

Strategic Alignment - Enabling Priorities

Public

Approving Officer:
Alana Martin, Governance

EXECUTIVE SUMMARY

The Infrastructure and Public Works Committee considered the following Item at its meeting held on 19 September 2023 and resolved to present to Council the following recommendation for Council determination:

- Item 5.1 – Recommended Levels of Service for Building Asset Management Plan

RECOMMENDATION

- 1. Recommendation 1 – Item 5.1 - Recommended Levels of Service for Building Asset Management Plan**
THAT COUNCIL
1. Notes the results of the community consultation undertaken to benchmark current user satisfaction for building assets.
 2. Approves the development of the Buildings Asset Management Plan (AMP) based on the planning principles, consultation feedback and recommended management strategies presented within this report.

DISCUSSION

1. The Infrastructure and Public Works Committee met on Tuesday 19 September 2023. The Agenda with reports for the meeting can be viewed [here](#).
2. The following matters were the subject of deliberation:
 - 2.1. Item 4.1 - Capital Project Update – August 2023

THAT THE INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE:

1. Notes the Capital Works Program Update for August 2023 as contained within this report and Attachment A to Item 4.1 on the Agenda for the meeting of the Infrastructure & Public Works Committee held on 19 September 2023.
- 2.2. Item 5.1 - Recommended Levels of Service for Building Asset Management Plan

THAT THE INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE RECOMMENDS TO COUNCIL:

THAT COUNCIL:

1. Notes the results of the community consultation undertaken to benchmark current user satisfaction for building assets.
2. Approves the development of the Buildings Asset Management Plan (AMP) based on the planning principles, consultation feedback and recommended management strategies presented within this report.

DATA AND SUPPORTING INFORMATION

Link 1 – Infrastructure and Public Works Committee Public Agenda

ATTACHMENTS

Nil

- END OF REPORT -

Reports from Council Members

Tuesday, 26 September 2023
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Alana Martin, Manager
Governance

Public

Approving Officer:
Michael Sedgman - Chief
Operating Officer

EXECUTIVE SUMMARY

The purpose of this report is to:

1. Inform Council of Council Member activities and functions that Council Members have attended on behalf of the Lord Mayor.
2. Provide a summary of Council Members' attendance at meetings.

Council Members can also table reports on activities undertaken on Boards and Committees where they are representing Council and these reports will be included in the Minutes of the meeting.

RECOMMENDATION

THAT COUNCIL

1. Notes the Council Member activities and functions attended on behalf of the Lord Mayor (Attachment A to Item # on the Agenda for the meeting of the Council held on 26 September 2023.
2. Notes the summary of Council Members' meeting attendance (Attachment B to Item # on the Agenda for the meeting of the Council held on 26 September 2023.
3. Notes that reports for Council Members tabled at the meeting of the Council held on 26 September 2023 be included in the Minutes of the meeting.

ATTACHMENTS

Attachment A – Council Member activities and functions attended on behalf of the Lord Mayor

Attachment B – Summary of Council Member meeting attendance

- END OF REPORT -

FUNCTIONS ATTENDED ON BEHALF OF THE LORD MAYOR: 16 August 23 - 18 September 23

COUNCIL MEMBER	DATE	EVENT TITLE	EVENT DETAILS
Councillor Henry Davis	18/08/23	Vietnam Veterans' Day 2023 - 50th Anniversary Service	Torrens Parade Ground
Councillor Jing Li	26/08/23	AMBC Gala Dinner	Adelaide Convention Centre
Councillor Keiran Snape	01/09/23	Sala Festival Finissage & Awards Night - CoA Award presentation	The Queen's Adelaide
Councillor Keiran Snape	02/09/23	WaterAid Gala Ball	Adelaide Convention Centre
Councillor David Elliot	03/09/23	Australasian Soldiers Dardanelles Cenotaph Commemorative Service	ASDC oon Kintore Avenue
Councillor Phillip Martin (Deputy Lord Mayor)	06/09/23	Priceline Opening	Priceline Pharmacy Adelaide - Rundle Mall
Councillor Phillip Martin (Deputy Lord Mayor)	08/09/23	Launch of OUR WORDS - Art of Arts Writing	City Library
Councillor Phillip Martin (Deputy Lord Mayor)	15/09/23	2023 Mainstreet Summit (incl. Networking drinks)	Payinthe Civic Centre followed by Café Kermode
Councillor David Elliot	15/09/23	2023 Reconciliation SA Fundraiser Gala	SkyCity Adelaide Ballroom
Councillor Keiran Snape	16/09/23	Ronald McDonald House Charities SA Gala Ball	Attended as representative

COUNCIL MEMBER MEETINGS ATTENDED: 16 August 23 - 18 September 23

COUNCIL MEMBER	DATE	EVENT TITLE	EVENT DETAILS
Councillor Carmel Noon	24/08/23	Adelaide Central Market Authority Board Meeting	Attended as representative
Councillor Mary Couros	24/08/23	Adelaide Festival Board Meeting	Attended as representative
Councillor Phillip Martin (Deputy Lord Mayor)	06/09/23	City South Association AGM	Attended as representative
Councillor Carmel Noon	06/09/23	City South Association AGM	Attended as representative
Councillor Mary Couros	06/09/23	City South Association AGM	Attended as representative

Council Member Meeting Attendance

	Adelaide Central Market Authority Board Meeting 24 August 2023	City Finance and Governance Committee 15 August 2023	Infrastructure and Public Works Committee 15 August 2023	CEO Performance Review Panel 16 August 2023	Council 22 August 2023	Kadaltilla / Adelaide Park Lands Authority 24 August 2023	Council Assessment Panel 28 August 2023	Audit and Risk Committee 1 September 2023	City Finance and Governance Committee - Special 5 September 2023	City Community Services and Culture Committee 5 September 2023	City Planning, Development and Business Affairs Committee 5 September 2023	Reconciliation Committee 6 September 2023	Council 12 September 2023	Total meetings held	Total meetings attended
Lord Mayor Dr Jane Lomax-Smith		✓	✓	✓	✓	✓		✓	✓	✓	✓	✓	✓	11	11
Councillor Phillip Martin (Deputy Lord Mayor)		✓	✓	✓	✓			✓	✓	✓	✓		✓	9	9
Councillor Arman Abrahamzadeh		✓	✓	✓	✓			✓	✓	✓	✓		✓	8	7
Councillor Mary Couros		✓	✓		✓			✓	✓	✓	✓		✓	7	7
Councillor Henry Davis		✓	✓		✓			✓	✓	✓	✓		✓	7	6
Councillor David Elliott		✓	✓		✓			✓	✓	✓	✓		✓	8	6
Councillor Janet Giles		✓	✓		✓			✓	✓	✓	✓		✓	8	3
Councillor Simon Hou		✓	✓		✓			✓	✓	✓	✓		✓	7	6
Councillor Jing Li		✓	✓		✓			✓	✓	✓	✓		✓	8	6
Councillor Carmel Noon	✓	✓	✓		✓			✓	✓	✓	✓		✓	8	8
Councillor Mark Siebentritt		✓	✓		✓			✓	✓	✓	✓		✓	8	8
Councillor Keiran Snape		✓	✓		✓			✓	✓	✓	✓		✓	9	6
Total number	1	11	11	2	12	1	1	2	10	10	10	0	9		

Key:

- Apology
- Apology - meeting commenced prior to 5pm
- Leave
- Not a Member
- Proxy Member

Deputy Lord Mayor (Councillor Martin) - MoN - City of Adelaide Bow Figurehead

Tuesday, 26 September 2023
Council

Council Member

Deputy Lord Mayor, Councillor
Phillip Martin

Public

Contact Officer:

Michael Sedgman - Chief
Operating Officer

MOTION ON NOTICE

Deputy Lord Mayor, Councillor Phillip Martin will move a motion and seek a seconder for the matter shown below to facilitate consideration by the Council:

'That Council;

Endorses an allocation of up to \$30,000 in the 24/25 Financial Year to the Clipper Ship City of Adelaide Ltd to commission figurehead carvings from and together with a replica of the City of Adelaide's coat of arms, as imagined in the drawings tabled for the meeting of Council on September 12th, 2023, to be placed on the bow of the world's oldest clipper ship which is now permanently moored and on public display at Port Adelaide.'

ADMINISTRATION COMMENT

1. Council has for many years supported the efforts to save the clipper ship City of Adelaide. In 2011-12 Council approved a contribution of \$50,000 in sponsorship for the restoration and transport of the ship to Port Adelaide, which had an estimated cost of \$3 million.
2. In 2016-17 Council funded a \$30,000 project to create 2 replicas of the original City of Adelaide Coat of Arms, with one of the replicas currently on the stern of the clipper ship, the other replica is currently in the City Archives.
3. The Clipper Ship *City of Adelaide* is the world's oldest clipper ship. Built in Sunderland, England, and launched on 7 May 1864, the ship made 23 annual return voyages from London and Plymouth to Adelaide
4. On 7 July 2023, City of Adelaide received a request from the Clipper Ship City of Adelaide Ltd (CSCOAL) seeking funding to restore and reinstate the bow figurehead and Coat of Arms, as it did for the stern.
5. CSCOAL is a volunteer run, not for profit organisation, dedicated to preserving the historic 1864 *City of Adelaide*. The original wood carving used to make the mould for casting the replica Coat of Arms in 2017 is held at City Archives in Topham Mall and could be used to make a further cast.
6. Administration recommends that it work with CSCOAL to determine the requirements and cost of restoring the coat of arms to the bow figurehead and report to Council to inform consideration of a budget item in the 2024/25 City of Adelaide Budget.

Should the motion be carried, the following implications of this motion should be considered. Note any costs provided are estimates only – no quotes or prices have been obtained:	
Public consultation	Public consultation for this project will be included as part of the 2024-25 Business Plan and Budget process.
External consultant advice	Not Applicable
Legal advice/litigation (eg contract breach)	Not Applicable
Impacts on existing projects	Not Applicable
Budget reallocation	Allocation of \$30,000 to be included as a strategic project in the 2024-25 Business Plan and Budget
Capital investment	Not Applicable
Staff time in preparing the workshop / report requested in the motion	Not Applicable
Other	Not Applicable
Staff time in receiving and preparing this administration comment	To prepare this administration comment in response to the motion on notice took approximately 5.5 hours

- END OF REPORT -



Councillor Noon - MoN - Update the Existing Prayer to include new Pledge

Tuesday, 26 September 2023
Council

Council Member
Councillor Carmel Noon

Public

Contact Officer:
Michael Sedgman - Chief
Operating Officer

MOTION ON NOTICE

Councillor Carmel Noon will move a motion and seek a seconder for the matter shown below to facilitate consideration by the Council:

'That Council; Note that on Agenda re Council meeting 12 September 2023 Item 3. Prayer/Pledge was published, however only the new Pledge was read out. Requests that the existing Prayer be replaced with a Multifaith Prayer to ensure inclusivity, whilst also respecting tradition, as follows: We pray for wisdom, courage, empathy, understanding and guidance in the decisions that we make, whilst seeking and respecting the opinions of others.

(This would be read out prior to the new Pledge: May we in this meeting speak honestly, listen attentively, think clearly and decide wisely for the good governance of the City of Adelaide and the wellbeing of those we serve).

That Councillors are also invited to read this Prayer/Pledge out loud along with the Lord Mayor, if they wish.'

ADMINISTRATION COMMENT

1. At its meeting of 19 September 2023 the City Finance and Governance Committee resolved to recommend that Council:
 - 1.1. *Notes the Council's decision at its Meeting on 22 August 2023 to include the following pledge in the Ordinary Council Agenda: 'May we in this meeting speak honestly, listen attentively, think clearly and decide wisely for the good governance of the City of Adelaide and the wellbeing of those we serve.'*
 - 1.2. **Approves the deletion of the reference to a prayer from the Ordinary Council Agenda and amends the Code of Practice for Meeting Procedures accordingly.**
 - 1.3. *Approves the following changes to the Code of Practice for Meeting Procedures, as identified in Attachment A to Item 4.14 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 September 2023:*
 - 1.3.1. *Conflict of Interest to be included as an agenda item at all meetings (sections 3.3 and 4.6)*
 - 1.3.2. *Special meeting agenda structure (section 3.3)*
 - 1.3.3. *Removal of the title "your worship" (section 4.11)*
 - 1.3.4. *Clarification of procedures for Meeting Interruption (4.24)*
 - 1.3.5. *Clarification of discretionary provisions (section 6.1)*
 - 1.3.6. *Minor typographical and syntactical revisions (as highlighted)*
 - 1.4. *Authorises the Chief Executive Officer to make any necessary typographical or syntactical revisions in order to finalise the Code of Practice for Meeting Procedures.*

Should the motion be carried, the following implications of this motion should be considered. Note any costs provided are estimates only – no quotes or prices have been obtained:	
Public consultation	Not applicable
External consultant advice	Not applicable
Legal advice / litigation (eg contract breach)	Not applicable
Impacts on existing projects	Not applicable
Budget reallocation	Not applicable
Capital investment	Not applicable
Staff time in preparing the workshop / report requested in the motion	Not applicable
Other	Not applicable
Staff time in receiving and preparing this administration comment	To prepare this administration comment in response to the motion on notice took approximately 4 hours.

- END OF REPORT -

Exclusion of the Public

Program Contact:

Alana Martin, Manager
Governance

2018/04291

Public

Approving Officer:

Clare Mockler, Chief
Executive Officer

EXECUTIVE SUMMARY

Section 90(2) of the *Local Government Act 1999 (SA)* (the Act), states that a Council may order that the public be excluded from attendance at a meeting if the Council 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 section 90(3) of the Act.

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

For the following Chief Executive Officer Report seeking consideration in confidence

- 18.1** Confidential Recommendation of the City Finance and Governance Committee – 19 September 2023 [section 90(3) (j) and (g) of the Act]

The Order to Exclude for Item 18.1:

1. Identifies the information and matters (grounds) from section 90(3) of the Act utilised to request consideration in confidence.
2. Identifies 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.
3. In addition, identifies for the following grounds – section 90(3) (b), (d) or (j) of the Act - how information open to the public would be contrary to the public interest.

ORDER TO EXCLUDE FOR ITEM 18.1

THAT COUNCIL:

1. Having taken into account the relevant consideration contained in section 90(3) (j) and (g) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 26 September 2023 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 18.1 [Confidential Recommendation of the City Finance and Governance Committee – 19 September 2023] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

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

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 would divulge information provided on a confidential basis, and would be acting contrary to the CCC operational provisions, and could undermine the CCC operations and 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 section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the Council dated 26 September 2023 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 18.1 [Confidential Recommendation of the City Finance and Governance Committee – 19 September 2023] 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) (j) and (g) of the Act.
-

DISCUSSION

1. Section 90(1) of the *Local Government Act 1999 (SA)* (the Act) directs that a meeting of Council must be conducted in a place open to the public.
2. Section 90(2) of the Act, states that a Council may order that the public be excluded from attendance at a meeting if Council 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 section 90(3) of the Act.
3. Section 90(3) of the Act prescribes the information and matters that a Council may order that the public be excluded from.
4. Section 90(4) of the Act, advises that in considering whether an order should be made to exclude the public under section 90(2) of the Act, it is irrelevant that discussion of a matter in public may -
 - (a) *cause embarrassment to the council or council committee concerned, or to members or employees of the council; or*
 - (b) *cause a loss of confidence in the council or council committee; or*
 - (c) *involve discussion of a matter that is controversial within the council area; or*
 - (d) *make the council susceptible to adverse criticism.*
5. Section 90(7) of the Act requires that an order to exclude the public:
 - 5.1 Identify the information and matters (grounds) from section 90(3) of the Act 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.
 - 5.3 In addition identify for the following grounds – section 90(3) (b), (d) or (j) of the Act - how information open to the public would be contrary to the public interest.
6. Section 83(5) of the Act has been utilised to identify in the Agenda and on the Report for the meeting, that the following report is submitted seeking consideration in confidence.
 - 6.1 Information contained in Item 18.1 – Confidential Recommendation of the City Finance and Governance Committee – 19 September 2023
 - 6.1.1 Is subject to an Existing Confidentiality Order dated 19/9/2023.
 - 6.1.2 The grounds utilised to request consideration in confidence is section 90(3) (j) and (g) of the Act
 - (j) information the disclosure of which—
 - (i) 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.
 - (g) matters that must be considered in confidence 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.

ATTACHMENTS

Nil

- END OF REPORT -

Document is Restricted