

Position of Deputy Lord Mayor

Tuesday, 29 November 2022
Council

Strategic Alignment - Enabling Priorities

Program Contact:
Alana Martin, Manager
Governance

Public

Approving Officer:
Amanda McIlroy - Chief
Operating Officer

EXECUTIVE SUMMARY

Section 20 of the *City of Adelaide Act 1998* states ‘*The Council may resolve to have a Deputy Lord Mayor in accordance with the provisions of the Local Government Act 1999 (SA)*’.

It is the practice of the City of Adelaide to resolve to have a Deputy Lord Mayor to assist the Lord Mayor and the Council in the performance of their duties.

This report is presented to enable Council to resolve to have a Deputy Lord Mayor and then appoint a Council Member to the position for a period of 1 year.

RECOMMENDATION

THAT COUNCIL

1. Approves, in the 2022-2024 term of office, having the position of Deputy Lord Mayor in accordance with section 20(4) of the *City of Adelaide Act 1998*.
 2. Approves the appointment of a Council Member to the position of Deputy Lord Mayor commencing 29 November 2022 and concluding on 30 November 2023.
-

IMPLICATIONS AND FINANCIALS

City of Adelaide 2020-2024 Strategic Plan	Strategic Alignment – Enabling Priorities Appointment of a Deputy Lord Mayor enhances Council's ability to continually improve our governance and maximise community benefit
Policy	The role of Deputy Lord Mayor is detailed in parts 13-16 of Council's Standing Orders
Consultation	Not as a result of this report
Resource	Provision of administrative support by the Council Liaison Officer
Risk / Legal / Legislative	<p>The <i>City of Adelaide Act 1999</i> and the <i>Local Government Act 1999 (SA)</i> contain the provisions utilised by Council to resolve to have a Deputy Lord Mayor.</p> <p>As per section 51(8) of the <i>Local Government Act 1999 (SA)</i> – 'If a person is to be chosen by the members of the council to fill an office under this section and the votes for two or more candidates for the office are equal, lots must be drawn to determine which candidate or candidates will be excluded'.</p> <p>If a Council Member is nominated for the position, and upon subsequent acceptance of the nomination by this Member, this particular Council Member will have to declare a material conflict of interest and vacate the Chamber before the matter is being discussed and voted on. This is because the Member would receive an additional allowance depending on the outcome of the consideration of the matter.</p>
Opportunities	Not as a result of this report
22/23 Budget Allocation	\$14,346 (additional amount above Council Member allowance)
Proposed 23/24 Budget Allocation	Approximately \$14,346 (additional amount above Council Member allowance) – to be adjusted in accordance with section 76(9) of the <i>Local Government Act 1999 (SA)</i> .
Life of Project, Service, Initiative or (Expectancy of) Asset	Not as a result of this report
22/23 Budget Reconsideration (if applicable)	Not as a result of this report
Ongoing Costs (eg maintenance cost)	Not as a result of this report
Other Funding Sources	Not as a result of this report

DISCUSSION

1. It is the practice of the City of Adelaide to appoint a Deputy Lord Mayor to assist the Lord Mayor and the Council in the performance of their duties.
2. The civic activities of a Council are an important part of community leadership and the development of community identity. The selection of a Councillor to the position of Deputy Lord Mayor will support the Lord Mayor and the Council in the performance of their duties.
3. In the 2018-2022 term of office the term of appointment for the Deputy Lord Mayor was generally for a period of 12 months. During the 2018-2022 term of office, the following Council Members served as Deputy Lord Mayor:
 - 3.1. Councillor Abiad – 27 November 2018 to 30 November 2019
 - 3.2. Councillor Hyde – 1 December 2019 to 30 November 2020
 - 3.3. Councillor Couros – 1 December 2020 to 30 November 2021
 - 3.4. Councillor Abrahamzadeh – 1 December 2021 until the end of the 2018-2022 term of office
4. In accordance with Council's Standing Orders (parts 13-16), the role of the Deputy Lord Mayor is to:
 - 4.1. Represent the Lord Mayor if the Lord Mayor is unavailable to attend official duties from time to time, where appropriate, and subject to the availability of the Deputy Lord Mayor.
 - 4.2. Act in the role of Lord Mayor, as Acting Lord Mayor, when the Lord Mayor:
 - 4.2.1. has taken official leave of absence from Council
 - 4.2.2. formally delegates in writing his or her responsibilities to the Deputy Lord Mayor
 - 4.2.3. is overseas or interstate for an extended period of time with Lord Mayor approval
 - 4.2.4. is unable to discharge his or her duties due to illness or for any other reason, subject to Council approval.
 - 4.3. Be the spokesperson of Council in the absence or unavailability of the Lord Mayor.
 - 4.4. Discuss the progress of Council decisions with the Chief Executive Officer to support the implementation of these decisions, in the absence or unavailability of the Lord Mayor.
 - 4.5. Preside at ordinary and special meetings of Council in the absence of the Lord Mayor; and exercise other functions as Council may determine from time to time.
5. The Council Member who holds the office of Deputy Lord Mayor shall be known and addressed as Deputy Lord Mayor at all times.
6. Standing Order 15 states – *'To support an effective working relationship with the Lord Mayor, the Deputy Lord Mayor will be the Chair of all core committees (committees of the whole) for the term of the appointment as Deputy Lord Mayor'*.
7. On 5 July 2022 the Remuneration Tribunal of South Australia determined the allowances payable for members of the City of Adelaide effective at the commencement of the 2022-2026 term of office as follows:
 - 7.1. Councillors - \$28,692 per annum
 - 7.2. Deputy Lord Mayor - \$43,038 per annum (1.5 times the annual allowance for Councillors of the City of Adelaide)
8. The level of allowance for the Deputy Lord Mayor recognises the additional role and function of the Deputy Lord Mayor and will play in supporting the Lord Mayor and acting in the position when the Lord Mayor is on leave. It is subject to adjustment under the *Local Government (Members Allowances and Benefits) Regulations 2010*.
9. The selection of a Councillor to the position of Deputy Lord Mayor identifies the individual who will be required to preside at a meeting of the Council in the absence of the Lord Mayor.
10. In accordance with the *Local Government Act 1999 (SA)* (S51(8)) and the City of Adelaide Standing Orders 164-167:
 - 10.1. In the event of there being more nominations than required, an election by voting ballot of all Council Members present will be undertaken to select a nominee.
 - 10.2. If the votes for two or more candidates for the office are equal, lots must be drawn to determine which candidate or candidates will be excluded.

10.3. All elections for positions will be subject to confirmation by way or a resolution of Council before being final and binding.

ATTACHMENTS

Nil

- END OF REPORT -