

# Council Meeting Minutes

**5 June 2023**

## **Our Vision**

*A City which values its heritage, cultural diversity,  
sense of place and natural environment.*

*A progressive City which is prosperous, sustainable  
and socially cohesive, with a strong community spirit.*

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City of  
Norwood  
Payneham  
& St Peters

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**VENUE** Council Chambers, Norwood Town Hall

**HOUR** 7.00pm

**PRESENT**

**Council Members** Mayor Robert Bria  
Cr Claire Clutterham  
Cr Garry Knoblauch  
Cr Hugh Holfeld  
Cr Josh Robinson  
Cr Kevin Duke  
Cr Victoria McFarlane  
Cr Scott Sims  
Cr Grant Piggott  
Cr Sue Whittington  
Cr John Callisto  
Cr Christel Mex

**Staff** Mario Barone (Chief Executive Officer)  
Teri Hopkins (Manager, Governance & Legal)  
Simonne Whitlock (Manager, Communications & Community Relations)  
Jared Barnes (Manager, City Projects)  
Keke Michalos (Manager, Economic Development & Strategy)  
Eleanor Walters (Manager, Urban Planning & Sustainability)  
Jim Allen (Senior Urban Planner, Urban Planning & Sustainability)  
Naomi Doolette (Sustainability Officer)  
Tina Zullo (Administration Assistant, Governance & Civic Affairs)

**APOLOGIES** Cr Kester Moorhouse, Cr Connie Granozio

**ABSENT** Nil

**1. KAURNA ACKNOWLEDGEMENT**

**2. OPENING PRAYER**

The Opening Prayer was read by Cr Grant Piggott.

**3. CONFIRMATION OF THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON 8 MAY 2023**

*Cr Holfeld moved that the minutes of the Special Council meeting held on 8 May 2023 be taken as read and confirmed. Seconded by Cr Whittington and carried unanimously.*

**4. MAYOR'S COMMUNICATION**

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Monday, 1 May	<ul style="list-style-type: none"><li>Presided over a Council meeting, Council Chamber, Norwood Town Hall.</li></ul>
Tuesday, 2 May	<ul style="list-style-type: none"><li>Attended the State Government Community Forum, San Giorgio La Molara Club, Payneham.</li></ul>
Wednesday, 3 May	<ul style="list-style-type: none"><li>Attended a meeting with the Chief Executive Officer, Mr Paul Di Iulio, President and Mr James Fantasia, Chief Executive Officer (Norwood Football Club), Mayor's Office, Norwood Town Hall.</li></ul>
Wednesday, 3 May	<ul style="list-style-type: none"><li>Attended a meeting with Cr McFarlane, Norwood.</li></ul>

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Thursday, 4 May	<ul style="list-style-type: none"> <li>Presided over the Official Launch of History Week, St Peters Cultural Heritage Centre, St Peters Town Hall Complex, St Peters.</li> </ul>
Friday, 5 May	<ul style="list-style-type: none"> <li>Attended the Eastern Region Alliance (ERA) Mayors' monthly breakfast, Luigi Delicatessen, Adelaide.</li> </ul>
Saturday, 6 May	<ul style="list-style-type: none"> <li>Attended the Port SANFL versus Norwood football match, Alberton Oval, Alberton.</li> </ul>
Monday, 8 May	<ul style="list-style-type: none"> <li>Attended a meeting with Mr Roger Bryson, President of the Kensington Residents Association, Mayor's Office, Norwood Town Hall.</li> </ul>
Monday, 8 May	<ul style="list-style-type: none"> <li>Presided over a Special Council meeting, Council Chamber, Norwood Town Hall.</li> </ul>
Wednesday, 10 May	<ul style="list-style-type: none"> <li>Participated in an interview with Tiffany Warne (Channel 10), St Peters Cultural Heritage Centre, St Peters Town Hall Complex.</li> </ul>
Wednesday, 10 May	<ul style="list-style-type: none"> <li>Attended a meeting with Councillors Callisto, Duke, Granozio, Knoblauch, Mex and Whittington, Mayor's Office, Norwood Town Hall.</li> </ul>
Wednesday, 10 May	<ul style="list-style-type: none"> <li>Attended an Information Session: ERA Water, Mayor's Parlour, Norwood Town Hall.</li> </ul>
Saturday, 13 May	<ul style="list-style-type: none"> <li>On-site meeting with resident, St Peters.</li> </ul>
Monday, 15 May	<ul style="list-style-type: none"> <li>Attended a meeting with the Chief Executive Officer; Manager, Traffic &amp; Integrated Transport, Mr John Tiver, Principal and Mr Simon Zibierski, Chair of the Governing Council (Marryatville High School), Mayor's Office, Norwood Town Hall.</li> </ul>
Monday, 15 May	<ul style="list-style-type: none"> <li>Presided over a Special Meeting of the Audit &amp; Risk Committee, Meeting Room 1, Norwood Town Hall.</li> </ul>
Tuesday, 16 May	<ul style="list-style-type: none"> <li>Attended a meeting with the General Manager, Governance &amp; Civic Affairs and Events Officers, Mayor's Office, Norwood Town Hall.</li> </ul>
Tuesday, 16 May	<ul style="list-style-type: none"> <li>Presided over a meeting of the Norwood Parade Precinct Committee, Mayor's Parlour, Norwood Town Hall.</li> </ul>
Thursday, 18 May	<ul style="list-style-type: none"> <li>Attended a meeting of Eastern Region Alliance (ERA) Mayors and Chief Executive Officers, Campbelltown City Council Offices, Rostrevor.</li> </ul>
Sunday, 21 May	<ul style="list-style-type: none"> <li>Attended the Commemorative Service to mark the 175<sup>th</sup> anniversary of the laying of the foundation stone at St Matthews Anglican Church, Kensington.</li> </ul>
Sunday, 21 May	<ul style="list-style-type: none"> <li>Attended the Kensington Residents Association and Marryatville Primary School Multicultural Festival, Marryatville Primary School, Kensington.</li> </ul>
Sunday, 21 May	<ul style="list-style-type: none"> <li>Attended the City of Norwood Payneham &amp; St Peters Volunteers Week Lunch, Linde Reserve, Stepney.</li> </ul>
Monday, 22 May	<ul style="list-style-type: none"> <li>Interview with a St Peters College Student for school project.</li> </ul>
Tuesday, 23 May	<ul style="list-style-type: none"> <li>Attended a meeting with Chief Executive Officer; Manager, Chief Executive's Office and Events Officer, Mayor's Office, Norwood Town Hall.</li> </ul>
Friday, 26 May	<ul style="list-style-type: none"> <li>Attended a meeting with the Manager, Communications &amp; Community Relations, Norwood.</li> </ul>
Friday, 26 May	<ul style="list-style-type: none"> <li>Attended a Masterclass in Meeting Procedures course, Kelledy Jones Lawyers offices, Adelaide.</li> </ul>
Friday, 26 May	<ul style="list-style-type: none"> <li>Attended a meeting with Cr Clutterham, Adelaide.</li> </ul>

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Friday, 26 May	<ul style="list-style-type: none"><li>• Attended a meeting with the Manager, Arts, Culture &amp; Community Connections, Mayor's Office, Norwood Town Hall.</li></ul>
Friday, 26 May	<ul style="list-style-type: none"><li>• Attended the Farewell Afternoon Tea for Mr Paul Mercorella, Norwood Town Hall.</li></ul>
Saturday, 27 May	<ul style="list-style-type: none"><li>• Attended the 'Thank you' barbecue for St Peters residents following the completion of St Peters Street, St Peters, Banquet Hall, St Peters.</li></ul>
Wednesday, 31 May	<ul style="list-style-type: none"><li>• Attended a meeting with members of the Norwood Parade Precinct Committee hosted by The Hon Andrea Michaels MP, Minister for Small and Family Business, Parliament House, Adelaide.</li></ul>
Friday, 2 June	<ul style="list-style-type: none"><li>• Attended the monthly Eastern Region Alliance (ERA) Mayors' breakfast, Luigi Delicatessen, Adelaide.</li></ul>
Sunday, 4 June	<ul style="list-style-type: none"><li>• Attended the Commissioning of Reverend Julie Worrall, St Aidan's Anglican Church, Marden.</li></ul>

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- **Meeting with Marryatville High School representatives - Monday 15 May 2023**

Mayor Bria advised the Council that he, the Chief Executive Officer and Manager, Traffic & Integrated Transport, met with the Principal Mr John Tiver and Mr Simon Zibierski, Chair of the Governing Council, Marryatville High School, to discuss improving safety for students near Marryatville High School. With the support of the Principal and Chair of the Governing Council, Mayor Bria has written to Hon Tom Koutsantonis, Minister for Transport, requesting that 25km or 40km flashing sign be installed on a trial basis near the pedestrian crossing on Kensington Road.

- **ERA Mayors and Chief Executive Officers' Meeting – Thursday 18 May 2023**

Mayor Bria briefed the Council about the ERA Mayors and Chief Executive Officers' Meeting. He advised that Cr Anna Leombruno (Campbelltown City Council) who is a member of the Greater Adelaide Region of Councils (GAROC), gave a brief presentation about GAROC's draft 2023-2024 Annual Business Plan.

Mayor Bria also advised the Mayors and Chief Executive Officers expressed their concerns regarding the effectiveness of the GAROC and SAROC models in terms of the flow of information between those bodies and the member Councils as they relate to the decision-making process and the general feeling of a lack of connectivity between the LGA and Members Councils.

Mayor Bria also advised that there was discussion about Police Checks for Elected Members, noting that several Mayors, including himself, have approached the Hon Geoff Brock MP, Minister for Local Government, about introducing a requirement for Elected Members to undergo Police Checks.

- **Volunteers Week Luncheon – Sunday 21 May 2023**

Mayor Bria thanked staff who assisted in the co-ordination and preparation of food at the Volunteers Week Luncheon at Linde Reserve, Stepney. He said the feedback from the Volunteers who attended was very positive.

Mayor Bria congratulated Volunteers who received the Premier's Certificate of Recognition for volunteering:

- Mr Melville Rowe
- Ms Barbara Cook
- Ms Christine Ward
- Mr Craig Dreyer.

Mayor Bria also congratulated the volunteers who were awarded Years of Service Certificates:

- Mr John Pearce – 25 Years
- Mr Geoff Rundle – 25 Years
- Mr John Connell – 25 Years
- Mr Les Dennis – 15 Years
- Mr Peter Young – 5 Years
- Mr Rohan Sanzgiri – 5 Years
- Mr Andrew McLean – 5 Years
- Mr Ralph Robinson - Retired

- **‘Thank You’ Event for the Completion of the St Peters Street Upgrade – 27 May 2023**

Mayor Bria briefed the Council about the ‘Thank you’ barbecue lunch for St Peters residents to celebrate the completion of the St Peters Street Upgrade Project. He thanked all residents who attended and expressed their thanks to the Council for the project. Mayor Bria advised that a number of residents who attended were also complimentary about the Council staff involved in the project and contractors from Plot Works, who were engaged to deliver the project.

- **Meeting at Parliament House with Minister Michaels – Wednesday 31 May 2023**

Hon Andrea Michaels MP hosted Council staff and Members of the Norwood Parade Precinct Committee (NPPC) at Parliament House, which included Morning Tea. Mayor Bria said Committee Members appreciated the opportunity to speak about various issues they felt were relevant to small businesses on The Parade.

Mayor Bria advised that he will write to the Minister on behalf of the NPPC, to thank her for the opportunity to meet with her, which will include a list of the issues raised at the meeting for her consideration.

- **AFL Gather Round**

Mayor Bria advised the Council that he will be speaking with a Board Member from the Hawthorn Football Club this week to discuss the Club’s interest in playing at Norwood Oval as part of future Gather Rounds. He said the conversation follows his recent letter to the Club’s former Chief Executive, Mr Justin Reeves.

**5. DELEGATES COMMUNICATION**

- Cr Mex advised that on Tuesday 9 May 2023, she attended on behalf of Mayor Bria, the official launch at Richmond of the Bill Johnson Estate by Adelaide Workers’ Homes, an organisation delivering affordable housing to the community for over 100 years.

**6. QUESTIONS WITHOUT NOTICE**

Nil

**7. QUESTIONS WITH NOTICE**

## 7.1 QUESTIONS WITH NOTICE – EAST WASTE MANAGEMENT AUTHORITY’S PARTNERSHIP WITH KESAB - SUBMITTED BY CR CLAIRE CLUTTERHAM

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**QUESTIONS WITH NOTICE:** East Waste Management Authority’s Partnership with KESAB  
**SUBMITTED BY:** Cr Claire Clutterham  
**FILE REFERENCE:** qA1040  
**ATTACHMENTS:** Nil

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### BACKGROUND

Cr Clutterham has submitted the following Question with Notice:

The Norwood Payneham & St Peters Council, under the auspices of the East Waste Management Authority, receives approximately \$6-\$7,000 of funding per annum to engage with KESAB (Keep South Australia Beautiful) to arrange for educational activities to promote an understanding of the work that KESAB performs. In the financial year ending 30 June 2023, did the Norwood Payneham & St Peters Council spend that stipend, and if yes, where were the funds directed and what was the outcome?

### REASONS IN SUPPORT OF QUESTION

Nil

### RESPONSE TO QUESTION

#### PREPARED BY GENERAL MANAGER, URBAN PLANNING & ENVIRONMENT

The Council is allocated a budget through the East Waste Management Authority (East Waste) via KESAB (Keep South Australia Beautiful) for its waste related education services. The allocated budget for the financial year ending 30 June 2023, was \$6,430 and the details of the funding allocation and the outcomes achieved are outlined below:

The waste education budget for the 2022-23 financial year was evenly split between community and school programs, with \$3,215 designated for each category. The Council prioritised its school waste education budget to focus on the one remaining private school that was still using the Council’s kerbside waste collection system. This focus aligned with the Council’s resolution made at its meeting held in October 2021, namely “*That Council staff together with East Waste liaise with all private schools which have unauthorised mobile garbage bins to discuss their particular school waste operations and issues to advise the schools of the revised Waste Management Policy and its implications to confirm with the bin entitlements set out in the Policy*”.

The following activities have been carried out or are booked in:

#### School Education:

- A meeting was conducted with staff of St Joseph’s Memorial School, East Waste and Council staff in March 2023, to provide guidance on waste management practices.
- Another meeting was scheduled with St Joseph’s Memorial School, East Waste and Council staff to guide waste management onsite in May 2023, however KESAB were unable to attend.
- Bin System Assessment (St Joseph’s Memorial School) booked in for June 2023.
- Bin Materials Audit (St Joseph’s Memorial School) booked in for June 2023.
- Recycle Relay (St Joseph’s Memorial School) booked in for June 2023.

#### Community Education:

- Participation was arranged for the Council Christmas Parade on 25 November 2022, promoting waste awareness during the event.
- A *Beyond the Kerb* community bus tour was conducted on 2 March 2023, with 14 attendees, aimed at educating the community about kerbside waste management practices.
- Another *Beyond the Kerb* community bus tour is booked for July 2023.

The 2022-2023 community bus tour was scheduled for June 2023, but will now take place in July 2023, due to the unavailability of Volunteer bus drivers. However, the expenditure will still be accounted for within the 2022-2023 budget.

The Council has spent or will spend \$5,056 of its \$6,430, distributed as follows:

- School Education: \$2,945
- Community Education: \$2,111

The remaining balance of \$1,374, is likely to be spent as KESAB has now approached all schools within the City to advise them of available funding now that St Joseph's Memorial School have confirmed the engagement of a private contractor for their waste management and booked in education sessions.

It should be noted that East Waste is in the process of undertaking procurement for external education contractors for the 2023-2024 financial year. It is understood that the outcome of this process will be finalised by 30 June 2023.

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Mayor Bria declared a general conflict of interest in this matter as his daughter attends St Joseph's Memorial School. Mayor Bria advised that he would remain in the meeting as this matter did not require a decision from the Council.



8. **DEPUTATIONS**  
Nil

9. **PETITIONS**  
Nil

10. **WRITTEN NOTICES OF MOTION**  
Nil

11. **STAFF REPORTS**

## **Section 1 – Strategy & Policy**

### **Reports**

## 11.1 REVIEW OF E-SCOOTER PERMITS

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**REPORT AUTHOR:** Sustainability Officer  
**GENERAL MANAGER:** General Manager, Urban Planning & Environment  
**CONTACT NUMBER:** 8366 4532  
**FILE REFERENCE:** qA1770  
**ATTACHMENTS:** Nil

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### PURPOSE OF REPORT

The purpose of this report is to consider extending the permit for the operation of e-scooters in the City by a further eighteen (18) months until 31 December 2024.

### BACKGROUND

The City of Norwood Payneham & St Peters has been operating an e-scooter trial since 14 May 2021 and the current permits issued to two commercial operators expire on 30 June 2023 which was timed to coincide with the exemption from the Minister for Infrastructure and Transport by way of Gazettal Notice under section 161A of the *Road Traffic Act 1961*.

Based on data provided by the operators, during the extended trial period over the months of December 2022 to April 2023, over 17,974 e-scooter trips were undertaken, covering over 37,232 kilometres, averaging 102 trips per day, and average 1.75 kilometres travelled per trip.

For an e-scooter trial to legally operate within a Local Government Area in South Australia, two approvals are required:

1. **Minister approval.** E-scooters are currently not legally permitted to operate on public roads in South Australia and Ministerial approval is required to operate an e-scooter trial. The Gazettal Notice under Section 161A of the *Road Traffic Act 1961*, only permits e-scooters to operate under trial conditions, within a defined area (as agreed with the Council as part of its Use Case submission) and must comply with e-scooter trial laws and road rules: <https://mylicence.sa.gov.au/road-rules/escooter-trial>.
2. **Council approval.** The only e-scooters allowed to be used in the approved trial area as defined by the Minister's gazettal notice, are those operating subject to an e-scooter permit which has been issued by a Council.

The Minister issued an extension of the trials via the Gazettal Notice *Road Traffic (Electric Personal Transporters) Notice No 3 of 2022*. This enables the operation of e-scooters until 30 June 2023, in accordance with a Council permit under the *Road Traffic Act 1961*.

At its meeting held on 5 December 2022, the Council resolved the following:

1. *That the Council supports the continued operation of the e-scooter permits for a further six (6) months until 30 June 2023 whilst the State Government review is undertaken.*
2. *That the Council notes that staff will continue to review and amend the permit conditions as necessary to improve safety and efficiency of the e-scooter operations.*
3. *That the Council maintains the continued permit condition of a deployment cap of 75 devices per operator, unless the average daily usage rate can be demonstrated to exceed 1 trip per day per device, whereby a maximum of 100 shared mobility devices will apply.*

On 7 February 2023 the State Parliament's *Select Committee on Public Transport and Active Travel* handed down its report, calling on the State Government to adopt thirteen (13) key recommendations to improve freight, public and active transport in South Australia. Two (2) recommendations related to e-scooter use in South Australia, namely:

**Recommendation 7:**

*The Committee recommends that state government, in collaboration with local government and other stakeholders:*

- a) legislates to enable use of privately owned e-scooters and other e-personal mobility devices in public spaces, in line with other state jurisdictions;*
- b) considers adopting definitions of e-scooters and other e-personal mobility devices consistent with National Model Law;*
- c) considers ways that e-scooters and other e-personal mobility devices may be safely moved into bike lanes on roads without compromising the safety of cyclists or device users;*
- d) reviews speed limits of e-scooters and other e-personal mobility devices on footpaths to better protect the safety of pedestrians; and*
- e) gathers data on the use of private and commercial e-scooters and other e-personal mobility devices, including compliance and injuries to pedestrians and riders.*

**Recommendation 8:**

*The Committee recommends that the matter of compulsory third party insurance for private and commercial e-scooters be referred to the Attorney-General for review and advice. The Committee recommends that the state government resolves:*

- a) the classification ambiguity regarding commercial and private use of e-scooters, specifically whether they are to be regarded as a motorised vehicle or as a bicycle; and*
- b) outstanding matters regarding high insurance excess amounts, easily voided insurance policies, and the power of e-scooter providers in deciding the outcome of insurance claims.*

In April 2023, the State Government released a Discussion Paper titled '*E-scooters and other Personal Mobility Devices*'. The Discussion Paper sought comments from the community on whether the South Australian Government should enable the use of electric scooters (e-scooters), electric skateboards (e-skateboards) and other personal mobility devices (PMDs) on the road network in South Australia. The consultation aims to inform a future framework for the use of PMDs, including for private purposes, on public roads and/or paths to ensure safety for all users. A separate report has been prepared and included in this Agenda, to inform a submission on the Discussion Paper.

The Minister for Police, Emergency Services and Correctional Services will consider the comments that are received through the consultation and make recommendations, if any, to change the Acts and Regulations relating to e-scooters and other personal mobility devices. If changes are recommended, these will likely be introduced into Parliament for consultation and debate in early 2024, with a future framework unlikely to be implemented until late 2024. If no changes are recommended, then there will be no framework, and the next steps are unknown; this includes if Council trials of shared e-scooter schemes will continue via Gazettal Notice under Section 161A of the *Road Traffic Act 1961*.

Given the above timeframe of the Minister's response to the current consultation, an eighteen (18) month extension to permits for the operation of e-scooters in the City of Norwood Payneham & St Peters is recommended.

## **RELEVANT STRATEGIC DIRECTIONS & POLICIES**

The relevant Outcomes and Objectives contained in the Council's Strategic Plan, *CityPlan 2030*, are set out below:

### **Outcome 1 Social Equity**

An inclusive, connected, accessible and friendly community

#### **Objective:**

1.2: A people-friendly, integrated and sustainable transport network.

### **Outcome 3 Economic Prosperity**

A dynamic and thriving centre for business and services

#### **Objective:**

3.1: A diverse range of businesses and services.

### **Outcome 4: Environmental Sustainability**

A leader in environmental sustainability

#### **Objective:**

4.4. Mitigating and adapting to the impacts of a changing climate.

The introduction of shared mobility devices into the Council area assists in meeting the State Government's *30-Year Plan for Greater Adelaide* target to increase the share of work trips made by active transport modes by 30% by 2045.

## **FINANCIAL AND BUDGET IMPLICATIONS**

The Permits issued to operators incorporate a fee that generates a combined income to the Council of \$5,250 per annum, which is applied towards administrative costs such as share mobility management platform.

## **EXTERNAL ECONOMIC IMPLICATIONS**

The transport and parking convenience offered by shared mobility devices, combined with the City's close proximity to the Adelaide CBD, means the City of Norwood Payneham & St Peters is attractive for shared mobility device operators and users.

Shared mobility devices have the potential to attract more visitors to the City that were this is supported by the information collected through the e-scooter user surveys, previously conducted by operators. The surveys by one operator of 92 respondents found 28% of users were from the City of Norwood Payneham & St Peters; 66% of users were from another Local Government Area in South Australia and 3% from another location (e.g. interstate).

Increased local accessibility through micro-mobility devices can also increase the level of patronage and expenditure for local businesses and events in the Council area. A previous user survey showed that over 60% of users made a purchase shortly before or after their trip, demonstrating patronage of local businesses via these modes of transport.

## **SOCIAL ISSUES**

Shared mobility device schemes offer a convenient and affordable mode of transport to people who may not have the capacity or desire to travel by private car, ride share, take a taxi or public transport. This in turn can contribute to a healthier, more connected and more active community.

The flexibility offered by the shared mobility economy may, over time, lead to a reduction in car ownership patterns, with some households having a reduced reliance on car ownership, due to a combination of accessible and convenient transport alternatives.

## **CULTURAL ISSUES**

Not Applicable.

## ENVIRONMENTAL ISSUES

One of the benefits of shared mobility device schemes is the ability to link passengers to public transport, by offering a faster option of travelling to and from the public transport stop. User data shows that in the City of Norwood Payneham & St Peters, most shared mobility device trips are quite short; approximately 50% of trips are just 5-15 minutes in duration and approximately 87% of trips are under twenty-five minutes; or 81% of trips less than 3 kilometres. This could support the notion that people are using shared mobility devices to link into fixed public transport infrastructure or to replace short car trips.

Any vehicle emissions as part of the rebalancing of e-scooters by the operators is carbon-neutral through the consumption of fully renewable energy.

## RESOURCE ISSUES

The introduction of e-scooters within the City of Norwood Payneham & St Peters has diverted resources in the Sustainability Unit to oversee this system and respond to community comments that were received. Oversight of this task consumes, on average, approximately 3-4 hours per week or 5 weeks per annum.

## RISK MANAGEMENT

The Council responds to areas of possible risk by adjusting the operational requirements through Permit conditions and requests to the operators. For example, some narrow streets or locations with no footpaths or narrow laneways and car parking areas have been designated 'No Parking Zones' as users were leaving the devices in dangerous locations (either blocking traffic, car parks or pedestrian access). Response times for notification of dangerously located devices has generally been adhered to by operators through the Permit terms.

## CONSULTATION

- **Elected Members**  
Not Applicable.
- **Community**  
Not Applicable.
- **Staff**  
Manager, Urban Planning & Sustainability
- **Other Agencies**  
Beam  
Neuron  
Ride Report  
City of Adelaide  
City of Unley  
Department for Infrastructure and Transport

## DISCUSSION

Shared mobility schemes offer a low-emission mobility option and a more diverse, convenient and accessible transportation network and may assist in reducing congestion and car-parking issues in the City.

An evaluation of e-scooters over the last six (6) month operating period has considered:

- usage information including number of e-scooter trips per month/day, number of users, average distance travelled, average trip time as well as identification of popular routes and connections;
- community feedback including type, frequency, and number;
- recorded operator incidents including type, frequency, and severity;
- parking evaluation including any feedback about key parking 'hubs'/areas, and No Parking Zones; and
- pedestrian safety and a user survey has not been conducted for this period.

## Usage Information

E-scooter usage data is provided by the two operators (Beam and Neuron) on a monthly basis. A summary of the monthly data provided by the operators is summarised in Table 1.

**TABLE 1: CITY OF NPSP RIDER INFORMATION BY MONTH**

Month	Total Trips taken	No of devices deployed (daily)	Average trips per device (daily)	Total kms travelled	Average length of trip (kms)	Average length of trip (time)	Number of Unique Users
<b>Beam</b>							
December 2022	2388	75	0.6	4653	1.95	15.8	1025
January 2023	1777	71	0.5	3420	1.92	15.0	742
February 2023	1752	72	0.6	3008	1.72	14.4	753
March 2023	2552	88	0.6	4393	1.72	13.5	1125
April 2023	1552	68	0.5	4918	1.97	14.05	745
<b>Neuron</b>							
December 2022	1529	42	0.3	3403	2.23	15.77	971
January 2023	1321	38	0.2	3034	2.3	17.05	625
February 2023	2135	53	0.3	3901	1.83	13.19	938
March 2023	1139	89	0.2	2773	1.83	12.1	992
April 2023	1038	58	0.2	2013	1.57	15.04	581
<b>Total/Average</b>	17,982	120.4	0.3	35,515	1.77	12.38	708

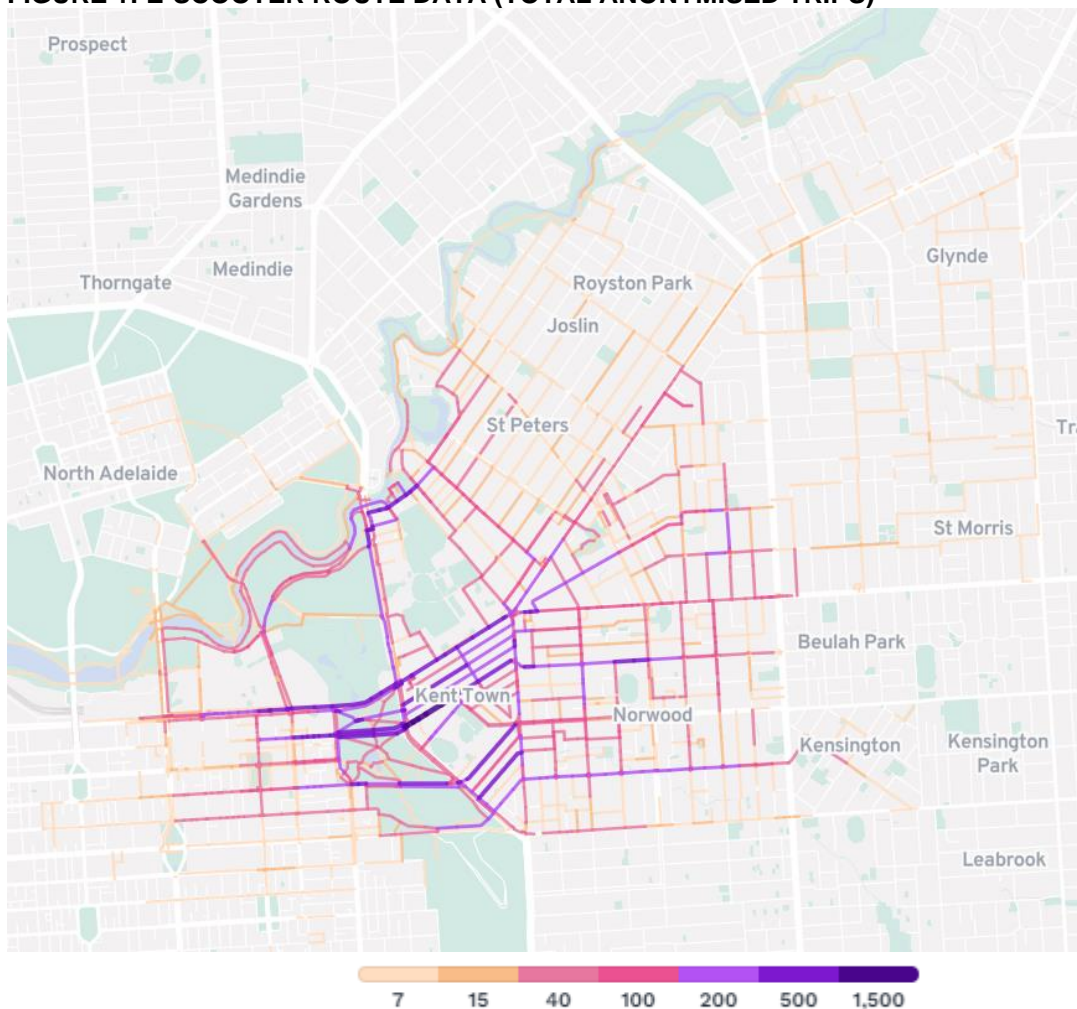
The key highlights from the data are summarised as follows:

- over 17,982 e-scooter trips, travelling over 35,515 kilometres and averaging 0.3 trips per device per day has taken place in the City of Norwood Payneham & St Peters;
- on average, 108 (46 Neuron and 62 Beam) e-scooters are deployed in the city on a daily basis;
- the average e-scooter trips per device per day is 0.3 trips per Neuron e-scooter and 0.5 trips per Beam e-scooter. The Permits support increasing the number of e-scooters to over 75 devices deployed only once a minimum of 1.0 trip per device is achieved;

- the average length of an e-scooter trip is 1.77 kilometres, and the average duration of the trip is just over 12 minutes, which indicates that people are using e-scooters for varied reasons, including leisure and commuter purposes;
- on average, over 708 unique users each month have used e-scooters in the City;
- the busiest month for e-scooter use was in March 2023, which was during the Adelaide Fringe and Festival; and
- e-scooter usage has reduced at the start of April but then spiked again over the Easter long weekend before usage returned to just below summer average.

In addition to the data provided by the operators, the Council has also partnered with the Cities of Adelaide and Unley to fund a shared mobility management platform, Ride Report. The Ride Report platform has been linked with the Beam and Neuron data feeds, providing real time fleet management and consolidated data on e-scooter start and end trips, and the routes users travel. A heatmap of where e-scooter users have travelled for the period between 1 December 2022 to 30 April 2023 is presented in **Figure 1**.

**FIGURE 1: E-SCOOTER ROUTE DATA (TOTAL ANONYMISED TRIPS)**



Council staff meet monthly with representatives of the City of Adelaide, City of Unley, the Department for Infrastructure and Transport (DIT) and SAPOL, to share information regarding the e-scooter trials and to discuss lessons learnt and improvement opportunities.



The operators have also provided information on e-scooter start and end trips. Table 2 below provides a summary of the data including trips from NPSP to NPSP, trips from NPSP to the CBD and trips from the CBD to NPSP.

**TABLE 2: E-SCOOTER START AND END TRIP DATA**

Month	Trips from NPSP to NPSP	Trips from NPSP to City	Trips from City to NPSP
<b>Beam</b>			
December			
	1604	770	1228
2022			
January			
	1168	600	1036
2023			
February			
	1092	651	1170
2023			
March			
	1503	1032	2031
2023			
April			
	941	602	955
2023			
<b>Neuron</b>			
December			
	507	313	648
2022			
January			
	339	327	612
2023			
February			
	508	557	1068
2023			
March			
	531	954	1730
2023			
April			
	498	537	806
2023			
<b>Average</b>	<b>869</b>	<b>634</b>	<b>1128</b>

The data indicates that there has been reasonable usage of e-scooters wholly within the City of Norwood Payneham & St Peters. This analysis shows that e-scooter use to/from the CBD is popular, with more trips travelling out of the CBD than into the CBD on an e-scooter. This may result from more e-scooters located in the CBD and therefore, easier to access and a preference for an end-of-the-day journey on an e-scooter rather than the start of day journey.

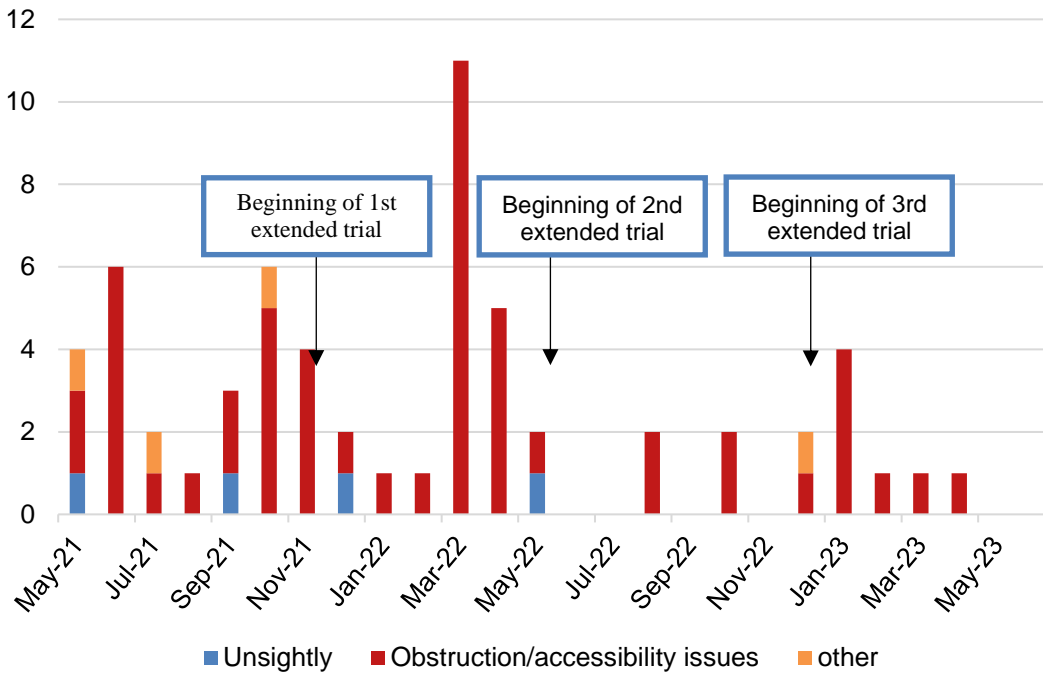
Analysis shows that the most popular locations for starting a journey are in the east end of the City of Adelaide, Kent Town, Norwood, Stepney, Maylands and the Adelaide Caravan Park in Hackney.

## Community Feedback

The Council has received nine (9) complaints from the community during the extended e-scooter trial period from 19 December 2022 to date, or an average of one and a half complaints per month. These were passed onto the operators to action in accordance with the timeframes set out in the Permit.

Figure 2 below shows the number of e-scooters enquiries and complaints received by the Council since the beginning of the trials.

**FIGURE 2: COMMUNITY COMMENTS RECEIVED BY COUNCIL SINCE E-SCOOTER COMMENCEMENT**



As with previous reporting periods, inconsiderate parking of e-scooters and e-scooters blocking the footpath were the most commonly raised issues. This compares favourably with previous periods and indicates a downward trend in complaints. Of particular note, in the month of March (Adelaide Fringe and Festival), complaints regarding obstructions decreased compared to the previous year.

The complaints regarding obstruction and inappropriately parked e-scooters are matters that are passed on directly to the operators for immediate resolution. Where repeated problems are being experienced, staff raise these with the operators to investigate and implement longer-term mitigation measures.

The operators have generally been found to be responsive and prompt in addressing these issues and in compliance with the conditions of the Permit. In response to customer comments, the operators have implemented additional parking restrictions through No Parking Zones in a number of locations. If Elected Members are aware of any particular problem locations, these should be raised with staff so that appropriate follow up action can be undertaken.

## Recorded Operator Incidents

A key parameter for a successful e-scooter trial is public and rider safety. During the extended permit period, there have been three rider injuries, which involved riders falling from the scooter. The injury consisted of bruising. Table 3 below shows incidents recorded by operators.

**TABLE 3: OPERATOR RECORDED INCIDENTS DECEMBER 2022 TO APRIL 2023**

Incident	Total	Permit Response Time	Recorded Response Times
Theft or vandalism	0	n/a	<2hours from alert
Path obstructed/ misparked	53	3 hours	Met response times
Damaged e-scooter	0	24 hours	Picked up <24hrs
Noise or Rider Behaviour	0	n/a	0 warnings issued to users for bad riding
3 <sup>rd</sup> party property damage	1	n/a	0
3 <sup>rd</sup> party injury	0	n/a	0
Rider Injury (no hospitalisation)	3	n/a	0
Rider hospitalisation	0	n/a	0
Other	0	n/a	-

## Parking Evaluation

There are tensions within the community regarding clutter and access issues associated with infrastructure due to poor parking behaviour by shared e-scooter users.

The current dockless shared e-scooter scheme provides users flexibility and efficiency compared to a docked scheme, as there is no need to walk between the users actual destination and the parking area. However, the strength of a dockless parking scheme is also the greatest disadvantage. With no dedicated area for parking e-scooters, they are placed anywhere users end their trip. However, the dockless approach to the trial has allowed the Council to track popular routes travelled as well as the start and end locations of trips.

Over the two years of trialling shared e-scooters in the City, the parking behaviours of users have improved and this is due to a combination of improvements by operators and the Council as well as users becoming aware and accustomed to expectations of parking.

Staff are continuing to liaise with the operators about improvements to incentivise users to end their trip in locations that have spacious, safer areas, such as street corners and wider footpaths. These “virtual” docking stations have been partly investigated and are already implemented for some locations; however, more work could be done to introduce these in problematic locations further. If the trial is extended, Neuron will implement a “designated parking” model in June, based in their learnings from a similar approach in the City of Adelaide.

## **Pedestrian Safety**

There has been no recorded incident of pedestrian injury during the trial period from December 2022 to June 2023. Council staff continue to monitor this risk.

Although the actual risk from the shared e-scooter scheme is low, the Council is aware of the tensions that e-scooters cause within the community, in particular, poor interactions between e-scooter users and pedestrians and the misuse by riders, (e.g., no helmet, carrying passengers and users under the age of 18 years old).

The perceived risks to pedestrian safety and reduced accessibility of footpaths by children, older people and mobility-impaired users are still valid, as welcoming streets for all users is critical to the Council in providing public realm infrastructure.

The general community concerns regarding e-scooters in South Australia only being permitted to ride on footpaths and shared paths (unless otherwise prohibited) is acknowledged. The State Government, to date, has taken a conservative approach to facilitating shared (commercial) e-scooter schemes in South Australia, compared to other states, whereby it only allows e-scooters to operate with a maximum weight of 25kg and an operational speed of 15km/h. On busier arterial roads, e-scooter speeds have been restricted to 10km/h.

A submission in response to the State Government Discussion Paper titled '*E-scooters and other Personal Mobility Devices*', for which a separate report has been prepared and included in this Agenda, focuses on all road users' safety if e-scooters are legalised in South Australia.

## **State Government Consultation on Future Framework for E-Scooters**

After almost two (2) years of the Council trialling shared e-scooters, the South Australian Government's commitment to consulting with privately owned personal mobility devices (PMD) users and the broader community on the desirability of moving beyond a shared e-scooter trial and allowing ongoing use of both shared and personal mobility devices on roads and road-related areas, provides the Council with the opportunity to provide its view on improvements to the legislation relating to PMDs. The following five (5) topics are being examined:

- Use of personal mobility devices (e.g. what kinds of devices should be allowed?)
- Access (e.g. where should they be used and how fast should they be allowed to travel?)
- Device Specifications (e.g. how big should they be?)
- Rules for e-scooter riders
- Insurance and registration

This is in response to the recent State Parliament's *Select Committee on Public Transport and Active Travel* Recommendations 7 and 8.

The current State Government consultation regarding possible changes to the *Road Traffic Act 1961* to permit personal and shared e-scooters to be used on public infrastructure across South Australia leaves the Council without a clear path forward for e-scooter usage. This makes it difficult (and perhaps premature) to conclude a trial that to date has received the support of the State Government and the Minister and is testing the very parameters that are the subject of the current Discussion Paper.

Hence, if the Council chooses to extend the trial period of shared e-scooters, an eighteen (18) month timeframe is suggested due to the timelines of the State Government and Minister. Without an understanding of the State Government's proposals to amend the South Australian legislation regarding e-scooters, it limits the Council's ability to change the structure of the shared e-scooter service.

## OPTIONS

### Option 1: Extend E-scooter Trial Permits

This option would enable the e-scooters to continue operation for a further eighteen (18) months to coincide with the Minister for Police, Emergency Services and Correctional Services' response to recommendations of a future framework for e-scooters and other personal mobility devices across South Australia.

This period will allow e-scooter operations to continue in the City of Norwood Payneham & St Peters, whilst legislation around the future use of private and/or shared e-scooters is consulted and debated in Parliament.

The shared e-scooter trial will again be reviewed at the end of the trial period, once any legislative changes and implications can be fully considered.

This is the recommended option.

### Option 2: Discontinue Shared Commercial E-scooter Operations

Alternatively, the Council could choose not to extend the shared e-scooter scheme due to the community tensions around the perception that the shared e-scooters scheme creates public nuisance and is a hazardous item in the public realm.

Any future consideration of a shared e-scooter scheme could be reviewed (and perhaps revived) once the Minister for Police, Emergency Services and Correctional Services has introduced legislation regarding private and shared e-scooters and other personal mobility devices across South Australia.

This option is not recommended due to the potential discontinuity of publicly accessible micro-mobility services, reducing active transport options to the public as private devices are illegal to operate in the public realm.

## CONCLUSION

Overall, the trial of the shared e-scooter scheme is to date considered to be successful due to:

- positive trends towards mode shift (replacing some car trips with an e-scooter ride to connect to public transport or to access to shopping precincts and services);
- no serious reported accidents or incidents throughout the trial period;
- usage per device is within the preferred levels; and
- continued work is occurring with the operators to respond to community feedback including through mitigation measures such as new “no go” zones and preferred parking areas.

The extended trial period of an e-scooter scheme from December 2022 to April 2023 has seen 17,974 e-scooter trips were undertaken, covering over 37,232 kilometres, and averaging 102 trips per day. This flexible and active transport option is clearly well utilised, supports community mobility and economic development and has demonstrated benefits in cross-City accessibility.

The trials have also demonstrated a trend towards mode shift (replaced car trips with an e-scooter, increased connection to the public transport network or access to shopping precincts and services).

The e-scooters have also generated community feedback, where citizens report issues associated with poorly parked e-scooters, obstruction of footpaths and access areas and trip hazards. As with any form of moving transport, there have been a small number of incidents of personal accidents and relatively minor property damage, especially compared to motor vehicles. The Council and the operators are unaware of any serious incidents or injuries that have occurred.

The shared e-scooter trial has been in operation for almost two years, spanning all seasons, with patterns of seasonal fluctuations now observed.

The next eighteen (18) months are recommended for an extended trial period to coincide with being better informed as to the State Government review of community feedback on personal mobility devices and any proposed legislative changes and future framework for South Australia.

Staff will continue to work with the e-scooter operators to identify and implement operational improvements.

## COMMENTS

Nil

## RECOMMENDATION

1. That continued operation of the e-scooter permits for a further eighteen (18) months until 31 December 2024 be endorsed, noting that the State Government is currently undertaking a review of legislation relating to e-scooters and other personal mobility devices.
  2. That the Chief Executive Officer be authorised to write to the Minister for Infrastructure and Transport, advising of the outcomes of this report and seeking further authorisation through exemption of e-scooters under the *Road Traffic Act 1961* until 31 December 2024.
- 

*Cr Whittington moved:*

1. *That continued operation of the e-scooter permits for a further eighteen (18) months until 31 December 2024 be endorsed, noting that the State Government is currently undertaking a review of legislation relating to e-scooters and other personal mobility devices.*
2. *That the Chief Executive Officer be authorised to write to the Minister for Infrastructure and Transport, advising of the outcomes of this report and seeking further authorisation through exemption of e-scooters under the Road Traffic Act 1961 until 31 December 2024.*

*Seconded by Cr Robinson and carried unanimously.*

## 11.2 DRAFT COUNCIL SUBMISSION ON DISCUSSION PAPER - PERSONAL MOBILITY DEVICE USE IN SOUTH AUSTRALIA

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**REPORT AUTHOR:** Sustainability Officer  
**GENERAL MANAGER:** Urban Planning & Environment  
**CONTACT NUMBER:** 8366 4532  
**FILE REFERENCE:** qA1770  
**ATTACHMENTS:** A - B

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### PURPOSE OF REPORT

The purpose of the report is to seek the Council's endorsement of a submission on the State Government's Discussion Paper, '*E-scooters and other Personal Mobility Devices*'.

### BACKGROUND

In April 2023, the State Government released a Discussion Paper titled '*E-scooters and other Personal Mobility Devices*'. It sought comments from the community on whether the South Australian Government should enable the use of electric scooters (e-scooters), electric skateboards (e-skateboards) and other personal mobility devices (PMDs) on the road network in South Australia. The consultation aims to inform a future framework for the use of PMDs, including for private purposes, on public roads and/or paths to ensure safety for all users.

A copy of the Discussion Paper is contained in **Attachment A**.

As Members may be aware, the *Road Traffic Act 1961* does not permit the use of electric personal transport devices, such as e-scooters, e-skateboards and other PMDs, to be ridden on or over a road, footpaths or other public spaces in South Australia.

Several councils, including the Cities of Norwood Payneham & St Peters, Adelaide and Unley, have received exemptions from the Minister for Transport and Infrastructure, for the purpose of trialling shared mobility (e-scooter) schemes on public footpaths. This exemption was first granted to the City of Norwood Payneham & St Peters in April 2021, through a Gazette Notice for the use of electric personal transport devices on footpaths pursuant Section 161A of the *Road Traffic Act 1961*.

The current e-scooter trials have provided a range of learnings, including that e-scooters:

- can provide a 'first and last mile' transport solution to support public transport commuters;
- can reduce vehicle movement on the road and reduce traffic congestion by providing a cheaper alternative to car travel for shorter distances;
- can help reduce the transport carbon footprint;
- have seen some reported incidents of poor interactions between users and pedestrians/vulnerable road users (e.g. collisions, accidents, injuries);
- can impact on pedestrian access, i.e. where devices are parked inconsiderately, have been littered, or are otherwise an obstruction to pedestrians and other road users; and
- may be misused by riders (e.g. no helmet, carrying passengers, under-age use).

Between September 2020 to December 2022, the State Government provided the following reported trial learnings from the conditions of the combined trials by this Council and the Cities of Adelaide, Payneham & St Peters, Charles Sturt, and Unley:

- there were 1,467,456 reported e-scooter trips;
- 102 reports of collisions, near-miss incidents and/or injuries; and
- 617 reports of other types of incidents, such as non-collisions, non-injury and littered devices.

## RELEVANT STRATEGIC DIRECTIONS & POLICIES

The relevant Outcomes and Objectives contained in the Council's Strategic Plan, *CityPlan 2030*, are set out below:

### **Outcome 1 Social Equity**

An inclusive, connected, accessible and friendly community

#### **Objective:**

1.2: A people-friendly, integrated, sustainable transport network.

### **Outcome 3 Economic Prosperity**

A dynamic and thriving centre for business and services

#### **Objective:**

3.1: A diverse range of businesses and services.

### **Outcome 4: Environmental Sustainability**

*A leader in environmental sustainability*

#### **Objective:**

4.4. Mitigating and adapting to the impacts of a changing climate.

The legalisation of privately owned shared mobility devices into this City area will assist in meeting the State Government's *30-Year Plan for Greater Adelaide* target to increase the share of work trips made by active transport modes by 30% by 2045.

## FINANCIAL AND BUDGET IMPLICATIONS

There are no known immediate financial or any budget implications for the Council.

## EXTERNAL ECONOMIC IMPLICATIONS

The travel mobility and parking convenience offered by both personal and shared (commercially operated) mobility devices, combined with the City's close proximity to the CBD, means the City of Norwood Payneham & St Peters is an attractive area for the use of both personal and shared mobility device users.

Convenient access to personal and shared mobility devices can also increase the level of patronage of local businesses and events in the Council area and could alleviate car parking pressure is considered advantageous to businesses.

## SOCIAL ISSUES

Personal and shared mobility device schemes offer a convenient and affordable mode of transport to people who may not have the capacity or desire to travel by private car, ride share, taxi or public transport, as well as providing a multimodal integrated transport system by providing a first and last mile mode transport option. This, in turn, can contribute to a healthier, more connected and more active community.

The flexibility offered by the sharing economy and accessibility to personal mobility devices may, over time, lead to a reduction in car ownership patterns, with some households choosing not to own a second vehicle, or even a first vehicle, due to the availability of convenient, clean and affordable transport alternatives.

## CULTURAL ISSUES

Not Applicable.



## ENVIRONMENTAL ISSUES

One of the benefits of personal and shared mobility device schemes is the ability to replace short car trips and link to public transport. User data provided by the commercial operators shows that in the City of Norwood Payneham & St Peters, most shared mobility device trips are quite short approximately 65% of trips are under 15 minutes in duration and 80% of trips less than 3km in length. A survey that operators undertook, of 621 users, saw 17% of responders used e-scooters to connect to public transport. This supports the notion that people use shared mobility devices to link to fixed public transport infrastructure or replace short car trips. Over time this could also decrease the demand for car parking and traffic congestion in the City, albeit relatively marginally.

## RESOURCE ISSUES

No known resource issues.

## RISK MANAGEMENT

The State Government is responsible for enforcing and communicating the Road Rules that are associated with personal and shared mobility devices in South Australia.

By trialling a shared (commercial) e-scooter scheme, the City of Norwood Payneham & St Peters has gained the additional opportunity to analyse and respond to Council-specific risks that have arisen. As such, the learnings from the Council's trial of shared e-scooters have informed the feedback provided in the draft submission on Discussion Paper.

## CONSULTATION

- **Elected Members**  
Not Applicable.
- **Community**  
Not Applicable.
- **Staff**  
Manager, Urban Planning & Sustainability  
General Manager, Urban Planning & Environment  
Manager, Traffic & Integrated Transport  
Traffic Engineer  
Manager, WHS & Risk  
Team Leader, Regulatory Services  
Compliance Officer
- **Other Agencies**  
Not Applicable.

## DISCUSSION

The Council has recognised the social and economic benefits of providing effective and safe micro-mobility infrastructure. In December 2013, the Council endorsed a *City-Wide Cycling Plan* and reviewed the action plan in 2021, as a number of upgrades had taken place to create safer roads for cyclists.

Since 2017, investigation, community consultation and support from the Department for Infrastructure and Transport has resulted in the Council endorsing the speed reduction from 50km/h to 40km/h in residential streets of the suburbs of Stepney, Maylands, Evandale, Norwood and Kent Town. The Council will continue to ensure local roads are safer for all road users by expanding 40km/h speed limits into Glynde, Payneham, Payneham South, Firlie, Trinity Gardens, and St Morris, subject to such proposals being endorsed by the affected citizens and local communities.

In 2019, the Council endorsed a shared mobility device framework and a trial of e-scooters within the City of Norwood Payneham & St Peters.

By trialling shared micro-mobility schemes (e.g. e-bikes and e-scooters), the Council now has an understanding through data and user surveys by operators of how shared micro-mobility devices can act as first and last-mile transport, reduce pressure on traffic and parking, increase transport options to or across precincts, replace the use of a motor vehicle for short to medium trips and encouraged unstructured participation in recreation.

The Council is also aware of the tensions that personal and shared micro-mobility devices cause within the community, in particular, poor interactions between users and pedestrians / other road users, clutter and access issues to paths due to poor parking behaviour by users and the misuse by riders, (e.g., no helmet, carrying passengers and users under 18 years of age).

As a result of the Council's long-term commitment to improving micro-mobility infrastructure and safety, it now has the experience of almost two years of trialling e-scooters. This review of the Road Rules in regard to personal mobility devices is therefore timely as it demonstrates the need for reduced speed limits on local streets and infrastructure investment for micro-mobility to continue to encourage alternative modes of transport in South Australia. Investing in micro-mobility infrastructure and having safe and accessible local environments is a social, economic and environmental necessity.

The South Australian Government's commitment to consulting with privately owned PMD users and the broader community on the desirability of moving beyond a shared PMD trial and allowing ongoing use of both shared and personal mobility devices on roads and public infrastructure, provides the Council with the opportunity to provide feedback based on its experience for improvements to the legislation.

The Discussion Paper has been framed around five (5) topics, as set out below:

- Use of personal mobility devices (e.g. what kinds of devices should be allowed).
- Access (e.g. where should they be used and how fast should they be allowed to travel).
- Device Specifications (e.g. how big should they be).
- Rules for e-scooter riders.
- Insurance and Registrations.

A draft submission has been on the Discussion Paper and is contained in **Attachment B**. The draft submission has been informed by the Council's trial, best practices in road safety measures (for all road users) and review of the recent State Parliament's *Select Committee on Public Transport and Active Travel*. The relevant recommendations of the Select Committee are Recommendations 7 and 8, as set out below.

#### *Recommendation 7*

*The Committee recommends That state government, in collaboration with local government and other stakeholders:*

- f) legislates to enable use of privately owned e-scooters and other e-personal mobility devices in public spaces, in line with other state jurisdictions;*
- g) considers adopting definitions of e-scooters and other e-personal mobility devices consistent with National Model Law;*
- h) considers ways that e-scooters and other e-personal mobility devices may be safely moved into bike lanes on roads without compromising the safety of cyclists or device users;*
- i) reviews speed limits of e-scooters and other e-personal mobility devices on footpaths to better protect the safety of pedestrians; and*
- j) gathers data on the use of private and commercial e-scooters and other e-personal mobility devices, including compliance and injuries to pedestrians and riders."*

### Recommendation 8

The Committee recommends that the matter of compulsory third party insurance for private and commercial e-scooters be referred to the Attorney-General for review and advice. The Committee recommends that the state government resolves:

- c) the classification ambiguity regarding commercial and private use of e-scooters, specifically whether they are to be regarded as a motorised vehicle or as a bicycle; and
- d) outstanding matters regarding high insurance excess amounts, easily voided insurance policies, and the power of e-scooter providers in deciding the outcome of insurance claims.

### USE OF PERSONAL MOBILITY

Given the broad-ranging benefits e-scooters (private and shared) provide and the demonstrated demand for their use, it is considered that e-scooters should be allowed to be used in the public realm in South Australia. The legislation governing the use of these devices should be subject to safety measures through legislation and education, as well as a commitment to lower local road speed limits and separated micro-mobility infrastructure.

The draft submission contained in **Attachment B**, does not recommend the following self-balancing personal mobility devices to be permitted in the public realm at this stage:

- e-skateboards
- e-unicycles
- e-boards
- however-skates / hoverboards
- e-balance scooters
- e-segways

The use of the above-mentioned devices in the public realm is not supported because these are considered difficult for users to balance or control and create an unacceptable risk to safety for the riders and other users of roads and public infrastructure. There are also concerns regarding to whether PMDs have been adequately tested for user safety, ability to brake and manoeuvre adequately, especially in busy and narrow streets and footpaths.

This is in line with Recommendation 7 a) and b) of The State Parliament's *Select Committee on Public Transport and Active Travel*.

### ACCESS

The State Parliament's *Select Committee on Public Transport and Active Travel* Recommendation 7 c) and d) recommends that state government, in collaboration with Local Government and other stakeholders "considers ways that e-scooters and other e-personal mobility devices may be safely moved into bike lanes on roads without compromising the safety of cyclists or device users"; and "reviews speed limits of e-scooters and other e-personal mobility devices on footpaths to better protect the safety of pedestrians."

Determining where PMDs can be used should be determined by the desired maximum speed limit of the devices, which ultimately should be informed by best practices in road safety for micro-mobility users.

The draft submission response in **Attachment B**, puts forward three options that prioritise changes to infrastructure and speed limits to ensure the highest level of safety to all road and public infrastructure and provide safety and comfort to risk-averse riders, particularly women.

The preference is that PMDs be used on footpaths and shared paths, only until such time as the default urban speed limit is lowered to at least 40km/h, across South Australia and investment is made in adequate micro-mobility infrastructure for roads above the default urban speed limit, at which point PMDs could then transition for usage on such roads.

It should be noted that this option could increase the risks to pedestrian safety and reduce the overall accessibility of footpaths by children, older people and mobility-impaired users. The community may feel this is an unacceptable risk to pedestrians. While incidents which have been reported to the Council indicate the actual risks from shared e-scooters are much lower than the community's perceived risk, providing safe and welcoming streets for all users is critical to the Council in providing public realm infrastructure. As such, there should also be a commitment that the Department for Infrastructure and Transport review the use of PMDs on footpaths within a year of any implementation.

If PMDs are only permitted to be used on footpaths and shared paths, then the travelling speed limit of the devices should be capped at 15km/h to ensure pedestrian safety. This will require significant regulation to ensure that any manufactured or imported e-scooters have speed restrictions that do not enable speeding above 15km/h. Unlike a bicycle or e-bicycle, an error by a user of a PMDs can generate significant energy/speed in a crowded space where people are not expecting uncontrolled devices.

In addition, the State Government would need to ensure that there is clear communication of the rules that users are required to give way to pedestrians and travel at speeds that match the conditions.

Appropriate mechanisms for controlling and or limiting e-scooter use in high-foot trafficked areas (malls, indoors etc.) would be required. The shared e-scooter operations have the ability to do this through geofencing, but private devices cannot be controlled in this way. If PMDs are permitted to be used on footpaths, this would have a significant resourcing impact on Local Government through the need to install prominent signage of "no ride" zones in high pedestrian traffic areas and active enforcement by SA Police. The Council has concerns that SA Police does not have sufficient resources to police this effectively. Consideration needs to be given to how other communication and regulation methods would be practically implemented without further proliferation of physical signage in multiple locations.

## **DEVICE SPECIFICATIONS**

The current weight restriction for commercially operated PMDs in South Australia is limited to 25kg. Weight allowances should be increased to 35kg enable the fitting of additional safety improvements and larger batteries of the newer generation of shared e-scooters.

## **RULES FOR E-SCOOTERS RIDERS**

First and foremost, road rules that directly relate to personal mobility devices should be clearly and widely communicated to the community by the State Government.

In terms of rules that should apply to e-scooter riders, it is recommended that the Council agrees with the following current rules for e-scooter users:

- must wear an approved helmet at all times;
- must not use a mobile phone while riding;
- must have proper control of the device at all times and ride with due care and consideration for other road users;
- must use a flashing or steady white light at the front and a flashing red light and reflector at the back of the device when riding at night or in hazardous conditions;
- must not ride abreast; and
- must not carry passengers.

In extending consideration from commercial e-scooter use to private e-scooter use, the following amendments to the current rules are suggested:

- No person can drink alcohol or take drugs without affecting their ability to use an e-scooter. As such, Section 47(1) "Driving under influence" of the *Road Traffic Act 1961* should be applied to e-scooter users travelling at speeds capped at 25km/h. If e-scooters were to be permitted to travel at speeds above 25km/h, then riding while under the influence (DUI) and a blood alcohol concentration (BAC) of 0.05 or more, or the presence of drugs should also apply.

- Reduce the age limit from 18 years to 16 years old for personal mobility devices. Lowering the age limit to 16 years old could also encourage more children to ride to and from schools, sports, and social engagements, which in turn could create independence and instil a habit of using micro-mobility over cars early in life.
- Allow foldable and or collapsible personal mobility devices to be carried on busses, trains and trams if folded and or collapsed. Allowing personal mobility devices on public transport supports alternative modes of transport and could lead to reduced traffic and parking congestion.
- An additional consideration would be a requirement for signalling or fitted with indicators (similar to motorcycles) when turning if personal mobility devices are allowed on roads.

## INSURANCE AND REGISTRATION

It is recommended that the Council supports Recommendations 8 (a) and (b) which have been made by the State Parliament's *Select Committee on Public Transport and Active Travel*, which requests that the Attorney-General reviews the insurance arrangements for e-scooters and other PMDs and considers a scheme that can support victims in the event of being hit by PMDs, regardless of fault.

The Council will continue the requirement through Permit conditions for public shared mobility schemes operators to provide users with Public Liability Insurance and Personal Accident Insurance, until such time the Attorney-General provides advice on insurance arrangements for e-scooters at which point the Council will review its insurance conditions on its Permits.

## OTHER CONSIDERATIONS

Shared e-scooter schemes have been operating in South Australia for a number of years and have to date, proven to be successful due to positive mode shift trends, minimal serious reported accidents or incidents and high demand for usage. As such, it is recommended that in the Local Government Areas where a commercial shared e-scooter scheme is viable alongside private e-scooter usage, that where this is sought by the commercial operators, these be enabled to continue.

Personal e-scooters are being currently used by the community in the public realm regardless of not being permitted. Overall, it is suggested that their use be permitted and the response to the Discussion Paper highlights a number of considerations such as speed, locations, road laws, device specifications etc., for the State Government to consider.

## OPTIONS

### Option 1

The Council can resolve to endorse the draft response to the State Government on the Discussion Paper, as contained in **Attachment B**.

This option is recommended.

### Option 2

The Council can resolve to endorse the draft response to the State Government on the Discussion Paper with further specified amendments.

### Option 3

The Council can resolve not to provide a response to the State Government on the Discussion Paper.

This option is not recommended based on the potential impact personal mobility devices have on the Council's public realm. Given that the Council has had access to learnings from e-scooter trials over the past two years, it can and should submit informed comments on the future of micro-mobility devices in South Australia.

## **CONCLUSION**

It is recommended that the Council reaffirm its support of shared micro-mobility devices within the City as well as supporting the controlled use of private micro-mobility devices for the reasons set out in the body of this report. The Discussion Paper has provided the opportunity to share the Council's learnings from the Council's almost two-year trial and outlines options that will allow e-scooters (both private and commercially operated) to be safely used in the public realm, which in turn addresses some of the angst and safety concerns expressed by citizens regarding the use of micro-mobility devices.

## **COMMENTS**

Nil.

## **RECOMMENDATION**

That the draft response to the State Government on the Discussion Paper, as contained in Attachment B, be endorsed.

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*Cr Piggott moved:*

*That the draft response to the State Government on the Discussion Paper, as contained in Attachment B, be endorsed.*

*Seconded by Cr Duke and carried unanimously.*

### 11.3 EMPLOYEE BEHAVIOURAL STANDARDS - SECTION 120A OF THE *LOCAL GOVERNMENT ACT 1999*

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**REPORT AUTHOR:** General Manager, Governance & Civic Affairs  
**GENERAL MANAGER:** Chief Executive Officer  
**CONTACT NUMBER:** 8336 4549  
**FILE REFERENCE:** qA64306  
**ATTACHMENTS:** A - D

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#### **PURPOSE OF REPORT**

The purpose of this report is to advise the Council of the new provision of the *Local Government Act 1999*, regarding the adoption of Employee Behavioural Standards.

#### **BACKGROUND**

In November 2022, as part of the reforms to the *Local Government Act 1999* (the Act), (as specified under the *Statutes Amendment (Local Government Review) Act 2021*), a new Section 120A of the Act commenced operation. Section 120A requires all Councils to consider whether they should adopt Employee Behavioural Standards.

Employee Behavioural Standards specify standards of behaviours to be observed by employees of Councils and may provide for any other matter relating to the behaviour of employees of the Council.

Prior to the commencement of the new Section 120A in November 2022, Section 110 of the Act provided that the Governor, by Regulation, could prescribe a *Code of Conduct* to be observed by the employees of all Councils.

In 2014, the then Minister for Planning published a [Code of Conduct for Council Employees](#) for the purposes of Section 110(1) of the Act. That Code was comprehensive, and all Council Employees were obligated to observe the Code of Conduct. It was a uniform Code that applied to Local Government.

However, following the commencement of the [Local Government \(General\) \(Employee Code of Conduct\) Variation Regulations 2018](#) in April 2018, the Code of Conduct for Council Employees was amended to provide requirements for Council Employees in relation to Gifts and Benefits only.

Following the introduction of this new Code of Conduct for Employees, this Council, through the Chief Executive Officer and similar to a number of other Councils, adopted an Employee Behavioural Standards Policy (the Policy), to ensure that clear expectations were in place regarding the conduct and behaviour of staff. This decision was made on the basis of best practise governance as following the removal of the Code of Conduct there was a void which needed to be addressed.

Notwithstanding the commencement of the reforms in November 2022, the Council's Policy remains in operation.

#### **RELEVANT STRATEGIC DIRECTIONS & POLICIES**

Not Applicable.

#### **FINANCIAL AND BUDGET IMPLICATIONS**

Not Applicable.

#### **EXTERNAL ECONOMIC IMPLICATIONS**

Not Applicable.

#### **SOCIAL ISSUES**

Not Applicable.

## CULTURAL ISSUES

Not Applicable.

## ENVIRONMENTAL ISSUES

Not Applicable.

## RESOURCE ISSUES

The LGA is assisting Councils with the implementation of the reforms to the *Local Government Act 1999* and has prepared a model *Employee Behavioural Standard* to assist Councils if they intend to adopt such standards.

## RISK MANAGEMENT

It is important to note that whilst the Council must consider adopting *Employee Behavioural Standards* as a requirement of the Act, the Council is not mandated to adopt *Employee Behavioural Standards* under the Act. This is a somewhat unusual provision.

The Act does however set out that a Council must consider adopting *Employee Behavioural Standards* within six (6) months after the conclusion of each periodic election, or in the case of a Council that has *Employee Behavioural Standards* in place, review the operation of those Standards within this six (6) month time frame.

The conclusion of the 2022 Local Government Elections was Friday, 18 November 2022. This means that Councils were required to consider, within six (6) months of that date (ie, by 18 May 2023), whether or not they should adopt *Employee Behavioural Standards* or review the operation of existing Standards.

Notwithstanding this requirement of the Act, the operation of Section 120A has been delayed as a consequence of legal advice which has been sought and received by the LGA in respect to the operation of the new Section of the Act.

Following consideration of the legal advice, the LGA has prepared a "*Model Employee Behavioural Standard*" to support those Councils seeking to adopt new a new *Employee Behavioural Standard*.

## CONSULTATION

- **Elected Members**  
Not Applicable.
- **Community**  
Not Applicable.
- **Staff**  
Manager, Governance & Legal
- **Other Agencies**  
Australian Workers' Union (SA Branch) and the Australian Services Union.

The LGA provided a copy of the Model *Employee Behavioural Standards* to representatives of the Australian Workers' Union (SA Branch) and the Australian Services Union.

Whilst the provision of the document did not constitute formal consultation, the LGA sought to obtain a view from the organisations regarding the model Standards.

The Unions did not raise any concerns regarding the content of the *Model Employee Behavioural Standards*, however, they noted that Councils should avoid duplicating existing documents and/or instruments that set standards of behaviour for Council Employees.

Notwithstanding this, in accordance with the Act Councils that determine to adopt *Employee Behavioural Standards* must undertake formal consultation with the relevant industrial organisation(s) prior to the adoption of any Standards.



## DISCUSSION

A key policy intent of the conduct management reforms to the *Local Government Act 1999*, was to separate 'conduct' into behaviour, integrity and criminal matters relevant to Council Employees to reflect similar changes which have been made to conduct matters that apply to Elected Members. The intent was also to capture conduct matters (ie integrity matters such as conflict of interest and gifts and benefits), that must be observed by all Council Employees set out specifically in the Act.

The provisions of the new Section 120A are however somewhat unusual given the provisions set out in Sections 103, 104 and 107 of the Act regarding the obligations of a Council Chief Executive Officer in respect to the employment and management of staff. These obligations are as follows.

### *103—Appointment etc by chief executive officer*

- (1) *The chief executive officer is responsible for appointing, managing, suspending and dismissing the other employees of the council (on behalf of the council).*

### *104—Remuneration etc of other employees*

*Subject to any relevant Act, award or industrial agreement, the remuneration and other conditions of service of an employee of a council will be as determined by the chief executive officer.*

### *107—General principles of human resource management*

- (1) *The chief executive officer must ensure that sound principles of human resource management are applied to employment in the administration of the council, and must take reasonable steps to ensure that those principles are known to all employees.*

With this in mind, in determining whether the Council wishes to adopt *Employee Behavioural Standards*, the LGA has recommended that Councils should obtain advice from its Chief Executive Officer regarding the existing documents/instruments that may be relevant and in operation, (ie, Human Resource policies, Organisational policies etc), which satisfy the requirements of *Employee Behavioural Standards*.

The Office of Local Government has advised the LGA that Section 120A of the Act does not require Councils to adopt policies and procedures that a Council Chief Executive Officer deems necessary in the context of his/her responsibilities (including under Sections 103, 104 or 107 of the Act), in terms of managing staff.

The Council then having regard to the advice which it receives from the Chief Executive Officer in determining its position, needs to consider if there would be potential confusion between the *Employee Behavioural Standards* adopted by the Council under Section 120A of the Act and the existing framework of policies and protocols approved and issued to staff by the Chief Executive Officer.

After considering all of the relevant information, it is up to the Council to either:

- determine that Section 120A *Employee Behavioural Standards* are not required on the basis that the existing framework that sets out standards for Employee conduct and performance is sufficient; or
- exercise its discretion and determine to adopt *Employee Behavioural Standards*.

## **City of Norwood Payneham & St Peters Current Framework**

In addition to the various legislative obligations of staff (ie *Local Government Act 1999*, *Independent Commission Against Corruption Act 2012*, *Ombudsman Act 1972*, *Work Health & Safety Act 2012*,) a robust staff behavioural management framework has been in place for a number of years at the City of Norwood Payneham & St Peters.

## Organisational Values

The Organisational Values are a set of principles which guide the day-to-day activities and behaviour of all staff and the organisation and which form the foundation of the organisation's culture.

The Values are:

- Our People;
- Working Together;
- Leadership;
- Excellence;
- Integrity; and
- Service.

The Values are regularly reviewed to ensure that they remain contemporary and to ensure the way in which staff work and behave, as individuals and as an organisation reflects the desired culture.

A copy of the Values is contained within **Attachment A**.

## Employee Behavioural Standards Policy

As stated previously, in April 2018 the Local Government (General) (Employee Code of Conduct) Variation Regulations 2018, amended the former *Code of Conduct for Council Employees* to provide requirements for Council Employees in relation to Gifts and Benefits only. This relates to the declaration and recording of Gifts and Benefits that may be received by staff in a similar manner that applies to Elected Members.

Following the introduction of the new *Code of Conduct for Employees*, this Council through the Chief Executive Officer, adopted the *Employee Behavioural Standards Policy* (the Policy), to ensure that clear expectations were in place regarding the conduct and behaviour of staff.

The Policy was modelled closely on the former *Code of Conduct for Employees* and at the same time broadened to include matters such Guidelines in relation to Conflicts of Interest and Register of Interests.

The Policy sets out the standards of behaviour which all staff, Volunteers and contractors, who are employed or engaged by the Council, are required to demonstrate in the performance of their duties and functions.

The Policy covers a range of behaviours which includes the following:

- General Standards;
- Use of Council Resources;
- Use of Information;
- Use of Position;
- Presentation;
- Health and Safety; and
- Public Comments.

As stated above, the Policy is extensive in that it also covers the following:

- General Guidelines for Conduct and Decision Making;
- General Guidelines for Conflicts of Interest;
- Register of Interests; and
- Gifts & Benefits.

In addition, the Policy sets out the behaviours which are not acceptable.

A copy of the *Employee Behavioural Standards Policy* is contained within **Attachment B**.

## **Service Excellence Framework**

The Council's *Service Excellence Framework* includes our Service Philosophy, the Five Pillars of Service, the People We Serve and Service Behaviours and Capabilities.

Staff aim to constantly improve the service which is provided to citizens to ensure the delivery of great service and excellence in the work undertaken for every citizen who receives a service/s from the Council.

A copy of the *Service Excellence Framework* is contained within **Attachment C**.

## **LGA Model Employee Behavioural Standards**

The LGA has prepared *Model Employee Behavioural Standards* to assist those Councils that intend to adopt *Model Employee Behavioural Standards*.

The LGA's *Model Employee Behavioural Standards* are limited in their scope and certainly do not contain a broad approach to Employee behaviour when compared to this Council's *Employee Behavioural Standards Policy*.

The *Model Employee Behavioural Standards* include the following:

- General Behaviour;
- Responsibilities; and
- Relationships with Council.

The *Model Employee Behavioural Standards* also include a very basic procedure in respect to complaints under the Standards.

Essentially the components of the LGA's *Model Employee Behavioural Standards* are already included within this Council's current *Employee Behavioural Standards Policy*.

A copy of the LGA's *Model Employee Behavioural Standards* is contained within **Attachment D**.

## **OPTIONS**

The Council has two (2) options in respect to this matter. The Council can resolve to consider adopting *Model Employee Behavioural Standards*, or resolve not to adopt *Model Employee Behavioural Standards*.

On the basis of the extensive and comprehensive framework that is already in place in accordance with the obligations of the Chief Executive Officer in accordance with the *Local Government Act 1999*, it is recommended that the Council does not adopt *Employee Behavioural Standards* but rather notes and endorses the current framework which includes the *Organisational Values, Employee Behavioural Standards Policy* and the *Service Excellence Framework*.

## **CONCLUSION**

As this is the first time this provision has been in operation following a periodic election, the obligation is only for the Council to consider whether it will adopt *Employee Behavioural Standards*. There is no obligation on the Council to adopt *Employee Behavioural Standards* under the Act.

## **COMMENTS**

Nil.

## **RECOMMENDATION**

That the Council, having considered the provisions of the Section 120A of the *Local Government Act 1999* and the Council's existing framework that is in place and operating that specifies the standards of behaviour of all Council staff, determines not to adopt *Employee Behavioural Standards*.

*Cr Whittington moved:*

*That the Council, having considered the provisions of the Section 120A of the Local Government Act 1999 and the Council's existing framework that is in place and operating that specifies the standards of behaviour of all Council staff, determines not to adopt Employee Behavioural Standards.*

*Seconded by Cr Duke and carried unanimously.*

**Section 2 – Corporate & Finance**  
**Reports**

## 11.4 MONTHLY FINANCIAL REPORT – APRIL 2023

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**REPORT AUTHOR:** Chief Financial Officer  
**GENERAL MANAGER:** General Manager, Governance & Civic Affairs  
**CONTACT NUMBER:** 8366 4585  
**FILE REFERENCE:** qA101554  
**ATTACHMENTS:** A

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### **PURPOSE OF REPORT**

The purpose of this report is to provide the Council with information regarding its financial performance for the year ended April 2023.

### **BACKGROUND**

Section 59 of the *Local Government Act 1999* (the Act), requires the Council to keep its resource allocation, expenditure and activities and the efficiency and effectiveness of its service delivery, under review. To assist the Council in complying with these legislative requirements and the principles of good corporate financial governance, the Council is provided with monthly financial reports detailing its financial performance compared to its Budget.

### **RELEVANT STRATEGIC DIRECTIONS AND POLICIES**

Not Applicable

### **FINANCIAL AND BUDGET IMPLICATIONS**

Financial sustainability is as an ongoing high priority for the Council. The current Council adopted Budget forecasts an Operating Surplus of \$867,032 for the 2022-2023 Financial Year.

For the period ended April 2023, the Council's Operating Surplus is \$1,162,000 against a budgeted Operating Surplus of \$815,000, resulting in a favourable variance of \$348,000.

### **EXTERNAL ECONOMIC IMPLICATIONS**

Not Applicable.

### **SOCIAL ISSUES**

Not Applicable.

### **CULTURAL ISSUES**

Not Applicable.

### **ENVIRONMENTAL ISSUES**

Not Applicable.

### **RESOURCE ISSUES**

Not Applicable.

### **RISK MANAGEMENT**

Not Applicable.

## CONSULTATION

- **Elected Members**  
Not Applicable.
- **Community**  
Not Applicable.
- **Staff**  
Responsible Officers and General Managers.
- **Other Agencies**  
Not Applicable.

## DISCUSSION

For the period ended April 2023, the Council's Operating Surplus is \$1,162,000 against a budgeted Operating Deficit of \$815,000, resulting in a favourable variance of \$ 348,000.

Investment income continues to be favourable against budget due to current interest rates which are being received from the Local Government Finance Authority for "cash at bank" as this is higher than budgeted when the 2022-2023 budget was adopted. In addition, the quantum of funds being held are higher than expected due to the timing of expenditure on projects.

User Charges are \$90,000 unfavourable to the Adopted Budget. This is largely due to the St Peters Childcare Centre & Preschool showing a \$168,599 deficit in revenue compared to the Adopted Budget. The reduction in income (i.e., fees) is however offset by a reduction in staff and other costs of \$40,874.

Reimbursements are \$198,000 favourable to the Adopted Budget due to Federal funding being received by the Council from the *Boost Apprenticeship Commencement Wage Subsidies Program* (\$120,105). In addition, the Council has received reimbursement of 2021-2022 insurance payments for Income Protection and Workers Compensation Schemes totalling \$81,682.

Employee expenses are \$562,000 (4%) favourable to the Revised Budget. The driving factors of this variance are a result of budgeted staff positions that were vacant at the commencement of the financial year. Some of these positions are now filled and others are currently undergoing recruitment. Where required, activities and functions have been back filled by utilisation of temporary staff, consultants or contractors and as such, there is little or no impact on operations.

The Monthly Financial report is contained in **Attachment A**.

## OPTIONS

Not Applicable.

## CONCLUSION

Not Applicable.

## COMMENTS

Not Applicable.

## RECOMMENDATION

That the April 2023 Monthly Financial Report be received and noted.

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*Cr Duke moved:*

*That the April 2023 Monthly Financial Report be received and noted.*

*Seconded by Cr Callisto and carried unanimously.*



## 11.5 ERA WATER DRAFT 2023-2024 BUDGET

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**REPORT AUTHOR:** General Manager, Governance & Civic Affairs  
**GENERAL MANAGER:** Chief Executive Officer  
**CONTACT NUMBER:** 8366 4549  
**FILE REFERENCE:** qA87866  
**ATTACHMENTS:** A

---

### PURPOSE OF REPORT

The purpose of this report is to present to the Council, the ERA Water Draft 2023-2024 Budget for endorsement.

### BACKGROUND

ERA Water is a Regional Subsidiary which has been established pursuant to Section 43 of the *Local Government Act 1999*, for the primary purpose of implementing the Waterproofing Eastern Adelaide Project (the Scheme), which involves the establishment of wetland bio-filters, aquifer recharge and recovery, pipeline installations and water storage facilities. ERA Water manage the Scheme on behalf of the Constituent Councils and provide recycled stormwater for the irrigation of parks and reserves to Constituent Councils. The City of Norwood Payneham & St Peters, together with the City of Burnside and the Town of Walkerville make up the Constituent Councils of ERA Water.

Pursuant to Clause 5.1.1 of the ERA Water Charter (the Charter), prior to 31 March of each year, ERA Water must prepare and submit the ERA Water Draft Budget to the Constituent Councils for approval.

The Draft Budget can only be adopted by the ERA Water Board, following unanimous approval of the Constituent Councils.

Upon completion of the Draft Budget, pursuant to Clause 6.1 of the Charter, ERA Water must prepare and provide the draft Annual Business Plan to Constituent Councils. The Annual Business Plan can only be adopted by the ERA Water Board, once absolute majority is provided by the Constituent Councils.

### RELEVANT STRATEGIC DIRECTIONS & POLICIES

Not Applicable.

### FINANCIAL AND BUDGET IMPLICATIONS

The Draft 2023-2024 Budget is forecasting an Operating Deficit of \$822,791. This Council's share of the Operating Deficit, which will be required to be included in the Council's 2023-2024 Budget is \$274,264.

The Draft Budget includes water sales to this Council of \$223,821, which is based on water consumption of 76.7ML. The Council's Draft 2023-2024 Budget includes \$380,000, which includes water sourced from SA Water and ERA Water for the purposes of irrigating the City's reserves, parks, median streetscapes and sporting grounds, the water security charge of \$95,000 and a capital contribution of \$800,000.

### EXTERNAL ECONOMIC IMPLICATIONS

Not Applicable.

### SOCIAL ISSUES

Not Applicable.

### CULTURAL ISSUES

Not Applicable.

## ENVIRONMENTAL ISSUES

Not Applicable.

## RESOURCE ISSUES

Not Applicable.

## RISK MANAGEMENT

Not Applicable.

## CONSULTATION

- **Elected Members**  
Cr Grant Piggott is a member of the ERA Water Board.  
An Information Briefing was held with Elected Members on 10 May 2023, regarding ERA Water and its Draft 2023-2024 Budget.
- **Community**  
Not Applicable.
- **Staff**  
Nil
- **Other Agencies**  
Not Applicable.

## DISCUSSION

The three (3) Constituent Councils have agreed to water supply arrangements based on a total of 204.7ML. This Council has agreed to a total of 76.7ML for 2023-2024, which is in line with the 2022-2023 arrangements.

The draft Budget does however propose a change to the pricing policy from 100% of the SA Water price for users to 90% of the SA Water price.

The other water sales which are sold to third parties and Constituent Councils, in excess of the take or pay allocation (that is whether Council uses its full allocation of water, it will still be required to pay for the set allocation), are assumed to also be sold at 90% of the SA Water price, with the income forecast at \$169,887.

Based on the historical injection performance, the Draft 2023-2024 Budget assumes that 300ML of new water will be collected and injected during 2023-2024.

Operating costs are forecast to be \$717,475 which includes Employee Expenses of \$104,975, Fixed Operating costs of \$129,000 and other variable operating costs of \$483,500 to operate and maintain the Scheme. The Scheme's operational costs include mechanical and electrical operations and maintenance support provided by an external contractor, licence fees, water testing, utilities costs and administration costs such as insurances, audit fees and general administrative costs.

The ERA Water Draft 2023-2024 Budget includes Capital Expenditure of \$169,000, consisting of \$60,000 for new connections, \$54,000 for new tank infrastructure within the City of Burnside and \$50,000 to commence planning and design work on new network connections.

A copy of the Draft Budget is contained in **Attachment A**.

## OPTIONS

The Council can choose not to endorse the Draft 2023-2024 Budget, however, there are no specific issues or activities which present a financial or risk management issue for the Council to take this course of action.

## **CONCLUSION**

As with any forecast, the financial projections contained within the Budget are meant to provide an indication of the Scheme direction and financial capacity based on a set of assumptions. The achievement of the financial forecast is dependent on the assumptions holding true. The key assumption, in which ERA Water has limited influence on, is the level of rainfall which is received.

## **COMMENTS**

Nil

## **RECOMMENDATION**

The Council advises ERA Water that pursuant to Clause 5.1.1 of the ERA Water Charter, the Council has considered and hereby approves the Draft 2023-2024 Budget, as contained in Attachment A.

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*Cr Sims moved:*

*The Council advises ERA Water that pursuant to Clause 5.1.1 of the ERA Water Charter, the Council has considered and hereby approves the Draft 2023-2024 Budget, as contained in Attachment A.*

*Seconded by Cr Robinson and carried unanimously.*

## 11.6 2023-2024 REGIONAL LANDSCAPE LEVY

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**REPORT AUTHOR:** General Manager, Governance & Civic Affairs  
**GENERAL MANAGER:** Chief Executive Officer  
**CONTACT NUMBER:** 8366 4549  
**FILE REFERENCE:** qA83551  
**ATTACHMENTS:** A

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### PURPOSE OF REPORT

The purpose of the report is to advise the Council of the Regional Landscape Levy that is proposed to be levied by the State Government in the 2023-2024 financial year.

### BACKGROUND

By way of background, in July 2020, eight (8) regional Landscape Boards and a metropolitan Green Adelaide Board, were established under the *Landscape South Australia Act 2019* (the Act). The purpose of each Board is to administer the Act and support all sectors of the community and all levels of government, by providing strategic leadership for the management, from a landscape perspective, of the various regions. The respective Landscape Boards are responsible for facilitating the management of landscapes in partnership with key partners and stakeholders.

The *Green Adelaide Board* (the Board), is responsible for integrating the management of water resources and wetlands, the metropolitan coastline, nature education within the city, creating habitat for biodiversity, and the greening of streets, parklands and buildings.

Local Government contributes to the respective landscape regions, through the collection, on behalf of the State Government, of the Regional Landscape Levy (formally known as the NRM Levy), from property owners through the declaration of a Separate Rate. The Levy that is collected is used to fund the implementation of the respective landscape Board's Business Plan. In respect to the City of Norwood Payneham & St Peters, the Levy will fund the delivery of the Business Plan developed by the Metropolitan Landscape Board, Green Adelaide.

The Board advises Councils of the Levy each year, a copy of the letter which has been received from the Green Adelaide Board is contained in **Attachment A**.

### RELEVANT STRATEGIC DIRECTIONS & POLICIES

Not Applicable.

### FINANCIAL AND BUDGET IMPLICATIONS

The Council has been advised by the Board that the Council will be required to collect \$1.523 million in 2023-2024 (compared to \$1.383 million in 2022-2023 – which reflected a 0.2% decrease on the amount that was collected in 2021-2022), on behalf of Green Adelaide for the payment of the State Government Regional Landscape Levy.

In this respect, Local Government acts as the revenue collector for the Board and the eight (8) Regional Landscape Boards and as such, the Council does not retain this revenue.

The total amount of Levy proposed to be raised by the Board for the 2023-2024 financial year, is \$32.132 million, compared to \$29.642 million which was collected in 2022-2023.

The distribution of the Levy to be collected across the respective Local Government areas is based on the Capital Value of properties.

### EXTERNAL ECONOMIC IMPLICATIONS

Nil

## **SOCIAL ISSUES**

Nil

## **CULTURAL ISSUES**

Nil

## **ENVIRONMENTAL ISSUES**

Nil

## **RESOURCE ISSUES**

Nil

## **RISK MANAGEMENT**

Nil

## **CONSULTATION**

- **Elected Members**  
Not Applicable.
- **Community**  
Not Applicable.
- **Staff**  
Not Applicable.
- **Other Agencies**  
Not Applicable.

## **DISCUSSION**

For the 2023-2024 Financial year, the Board has identified that it requires a contribution of \$32,132,452.00 (2022-2023: \$29.642 million) from property owners within the Constituent Councils of the Green Adelaide Region, in order to deliver the projects and programs which are outlined in the Board's Annual Business Plan.

There are no proposed changes to the basis of determining the Regional Landscape Levy in 2023-2024, with the basis being the Capital Value of rateable land. This basis has been previously supported by this Council and is considered to be fair and equitable, in so far as a basis for distributing the amount which is paid by each property owner.

Pursuant to the Act, increases in the Landscape Levy are capped at CPI (Adelaide September Quarter), unless the Minister approves a higher increase, which the Minister has advised will only be under exceptional circumstances. For 2023-2024, the increase in the total Levy collected will be capped at CPI of 8.4%.

Councils may also collect a fee from the Regional Landscape Boards for the administrative cost of collecting the Regional Landscape Levy. For 2023-2024, the fee has been calculated using a fixed fee of \$2,836 (excluding GST) plus \$0.28 per rateable assessment. The proposed collection fee which this Council will receive is \$8,790.

Under the previous arrangements, the Council was responsible for the payment of the full Levy irrespective of whether individual ratepayers pay the Levy. The Act now proposes new levy debt recovery arrangements that will allow the Council to be reimbursed for any new unpaid amount, which has been outstanding for at least three (3) years from July 2020, subject to certain conditions.

**OPTIONS**

Nil

**CONCLUSION**

Details of the 2023-2024 Regional Landscape Levy have been included within the Council's draft 2023-2024 Annual Business Plan.

**COMMENTS**

Nil

**RECOMMENDATION**

That the report be received and noted.

---

Cr Sims left the meeting at 7.42pm.  
Cr Sims returned to the meeting at 7.43pm.

*Cr Duke moved:*

*That the report be received and noted.*

*Seconded by Cr Knoblauch and carried unanimously.*

## 11.7 ENDORSEMENT OF THE DRAFT 2023-2024 NORWOOD PARADE PRECINCT ANNUAL BUSINESS PLAN

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**REPORT AUTHOR:** Economic Development Officer  
**GENERAL MANAGER:** Chief Executive Officer  
**CONTACT NUMBER:** 8366 4512  
**FILE REFERENCE:** qA104342  
**ATTACHMENTS:** A – B

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### PURPOSE OF REPORT

The purpose of this report is to present to the Council, the final *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan*, for its approval.

### BACKGROUND

At its meeting held on 21 February 2023, the Norwood Parade Precinct Committee (NPPC) resolved the following:

1. *That the Draft 2023-2024 Norwood Parade Precinct Annual Business Plan be endorsed as being suitable to present to the Council for its endorsement and approval prior to its release for consultation with The Parade Precinct business community for a period of twenty-one (21) days*
2. *That the Chief Executive Officer be authorised to make any editorial changes to the document prior to the document being released for consultation.*

The *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan* was subsequently endorsed by the Council at its meeting held on March 2023 and was released for consultation with The Parade Precinct business community for a period of twenty-four (24) days from Monday 20 March until Wednesday 12 April 2023. Comments were invited via email and in writing. In response, one (1) submission was received. A copy of the submission is contained in **Attachment A**.

The draft Plan is based on collecting \$215,000 in revenue through The Parade Separate Rate in 2023-2024. At the completion of the 2023-2024 financial year, the Council will again need to consult The Parade Precinct business community on the collection of the Separate Rate, which will determine the outcome of the *2024-2025 Norwood Parade Precinct Annual Business Plan*. A report on the Separate Rate will be presented to the Council for its consideration in early 2024.

At its meeting held on 16 May 2023, the Norwood Parade Precinct Committee (NPPC) resolved the following:

1. *That the Draft 2023-2024 Norwood Parade Precinct Annual Business Plan, as contained in Attachment B, be endorsed and recommended to the Council for its approval.*
2. *The Committee notes that a response will be provided to the property owner who made a submission.*

A copy of the final *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan* is contained in **Attachment B**.

## RELEVANT STRATEGIC DIRECTIONS & POLICIES

The relevant Objectives and Strategies contained in *CityPlan 2030* are outlined below:

### Outcome 3: Economic Prosperity

**A dynamic and thriving centre for business and services.**

- **Objective 3.1 A diverse range of business and services.**
  - *Strategy 3.1.1 – Support and encourage local small, speciality, independent and family-owned businesses.*
- **Objective 3.2 Cosmopolitan business precincts contributing to the prosperity of the City.**
  - *Strategy 3.2.1 – Retain, enhance and promote the unique character of all our City's business precincts*
  - *Strategy 3.2.3 – Promote the City as a tourist destination.*
- **Objective 3.5 A local economy supporting and supported by its community.**
  - *Strategy 3.5.1 – Support opportunities for people to collaborate and interact in business precincts.*
  - *Strategy 3.5.2 – Retail accessible local shopping and services.*

The relevant Strategies contained in the *201-2026 Economic Development Strategy* are outlined below:

### Dynamic & Diverse City

**Outcome: A City with thriving and resilient business sectors that drive employment and deliver growth.**

**Objective: Supporting the growth and viability of the City's business sectors based on their competitive strength and strategic priority.**

- *Strategy 1.1 – Focus on the support and growth of the City's priority sectors.*
- *Strategy 1.3 – Identify emerging trends and support opportunities for economic growth.*
- *Strategy 1.4 – Promote opportunity and collaboration across all sectors.*
- *Strategy 1.5 – Identify and promote local competitive advantage.*

### Destination City

**Outcome: A destination with dynamic, cultural, vibrant and attractive precincts.**

**Objective: Increase the number of people who live, work and visit the City and enhance the community well-being of existing residents, workers and visitors.**

- *Strategy 2.1 – Showcase and promote the City's attractions and events to facilitate growth in visitation and spending.*
- *Strategy 2.2 – Support the City's vibrant mainstreet precincts.*
- *Strategy 2.3 – Facilitate the activation of key spaces and precincts in the City.*
- *Strategy 2.4 – Work with local business operators to strengthen the viability of precincts and enhance the customer experience.*

### Innovative City

**Outcome: An innovative City that supports business and attracts investment.**

**Objective: Attract and maintain competitive businesses with the capacity for resilience and ongoing sustainability, innovation and growth.**

- *Strategy 3.2 – Recognise businesses and business sectors that make a significant contribution to the City.*
- *Strategy 3.3 – Facilitate communication, education and networking programs to support businesses.*
- *Strategy 3.5 – Encourage sustainable working methods in all aspects of business.*



## **Business Friendly City**

**Outcome: A City that understands the needs of business.**

**Objective: Remove barriers and make it easy for business owners to start, run and grow a business.**

- *Strategy 4.1 – Ensure that Council processes are business friendly and contribute to a well-functioning City.*

## **FINANCIAL AND BUDGET IMPLICATIONS**

The *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan* is based on a total budget of \$215,000, which is the total amount that the Council will collect through the Separate Rate.

The total cost incurred in placing the *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan* on consultation totalled \$2,684.69 (excl. GST). This cost related to the:

- letter distribution to The Parade Precinct businesses and property owners;
- printing of posters;
- graphic design for consultation material; and
- notice placed in *The Advertiser*.

This amount has been deducted from the funds which have been allocated by the Council to the Norwood Parade Precinct Committee as part of the 2022-2023 Budget.

## **EXTERNAL ECONOMIC IMPLICATIONS**

The *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan*, includes strategies and initiatives which are intended to improve the economy of the Norwood Parade Precinct in areas including, but not limited to:

- increasing diversity of businesses and services;
- prosperity and development of The Parade Precinct;
- attracting investment and business opportunities to the area;
- increasing local employment opportunities;
- development and support of appropriate industry clusters;
- building community support;
- attracting tourism visitors to The Parade; and
- creating a cohesive brand for The Parade.

The Annual Business Plan is a high-level document and will remain flexible to respond to external economic opportunities and issues as they arise. The budget allocations set out in the Annual Business Plan are fluid and funds can be re-allocated by the Committee if requires and approved by the Council.

## **SOCIAL ISSUES**

The future development of key business precincts such as The Parade, Norwood impacts positively on the City. A vibrant local economy contributes significantly to creating a vibrant local community and assists in developing social capital.

## **CULTURAL ISSUES**

Many of the initiatives highlighted as part of the *2023-2024 Norwood Parade Precinct Annual Business Plan* aim to enhance the unique character of The Parade and its sense of place and reinforces its critical significance.

## **ENVIRONMENTAL ISSUES**

Not Applicable.

## RESOURCE ISSUES

The *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan* is reliant upon the collection of The Parade Separate Rate. Its implementation will be undertaken by the Council's Economic Development Unit with input and involvement from other Council Staff, external contractors and the Norwood Parade Precinct Committee (NPPC).

## RISK MANAGEMENT

Not Applicable.

## CONSULTATION

- **Elected Members**

Mayor Robert Bria and Councillors Sue Whittington, John Callisto, Victoria McFarlane and Josh Robinson, are members of the Norwood Parade Precinct Committee and have considered the *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan* following the consultation period at the Committee meeting held on Tuesday, 16 May 2023.

- **Community**

The *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan* was released for consultation on Monday 20 March, with comments sought in writing by no later than 5.00pm, Wednesday, 12 April 2023.

A letter was sent to all business and property owners within The Parade Precinct advising them of the Draft Plan and the consultation process. A poster was placed in The Parade lightbox in front of Nordburger and a notice was also placed in *The Advertiser* on the first day of the consultation period. In addition to this, information was published on the Council and The Parade websites and an Electronic Direct Marketing (EDM) advising The Parade traders of the consultation was also distributed to all businesses. Copies of the Draft Plan were also made available at the Norwood Town Hall.

One (1) submission has been received. The focus of the submission is in relation to operational components of the draft Annual Business Plan and not the allocation of funds set out in the draft Plan.

- **Staff**

Not Applicable.

- **Other Agencies**

Not Applicable.

## DISCUSSION

The submission which has been received has raised the following concerns regarding the appearance of The Parade and its operations:

- untidy and dirty streetscape;
- adding colour and appeal to The Parade (in particular from Sydenham Road to Fullarton Road) via things such as planter boxes; and
- parking (2-hour limits get abused - would suggest making it 1-hour parking).

The Council is currently in the process of implementing The Parade Masterplan which will address the amenity and appearance issues which were raised. Similarly, the Norwood Parade Precinct Committee (NPPC) has focussed efforts on the western section of The Parade by installing promotional material, such as bin decals on existing street assets. While planter boxes will deliver on instant change to the appearance of The Parade – they require a significant amount of ongoing maintenance and upkeep. The Norwood Parade Precinct Committee (NPPC) is aware of these concerns and will continue to consider ways and initiatives to activate The Parade's western end from Osmond Terrace to Fullarton Road.

In terms of the concerns relating to car parking, these comments have been noted and staff have been asked to ensure that this issue is better managed through better policing. In this respect, the span of the time limit control is irrelevant. The issue relates to policing of the time limits. To this end, the Council's draft 2023-2024 Budget contains a proposal to employ additional resources for this purpose.

Given that the focus of the submission is based on the amenity of The Parade and car parking, both of which are outside the scope of the 2023-2024 Norwood Parade Precinct Annual Business Plan, the Norwood Parade Precinct Committee (NPPC) did not make any changes to the draft Annual Business Plan and on the allocation of funds.

Pursuant to the Terms of Reference set by the Council, the Norwood Parade Precinct Committee (NPPC) is required to prepare an Annual Business Plan prior to each financial year, to guide its programmes and initiatives for the ensuing financial year and to assist in determining the funding requirements for consideration and approval by the Council.

A summary of how the Committee proposes to allocate the revenue received from The Separate Rate is outlined in Table 1 below.

**TABLE 1: NORWOOD PARADE PRECINCT COMMITTEE 2023-2024 ANNUAL BUSINESS PLAN**

<b>STRATEGY</b>	<b>BUDGET</b>
<i>Events &amp; Placemaking</i>	\$40,000
<i>Marketing &amp; Communications</i>	\$70,000
<i>Identity &amp; Brand</i>	\$90,000
<i>Business Support &amp; Development</i>	\$11,000
<i>Administration</i>	\$4,000
<b>TOTAL</b>	<b>\$215,000</b>

## OPTIONS

The Council can approve the *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan* contained in **Attachment B**. Alternatively, the Council can amend or delete strategies and respective budget allocations.

## CONCLUSION

A response will be provided to the property owner who has made a submission.

## COMMENTS

Nil.

## RECOMMENDATION

That the *Draft 2023-2024 Norwood Parade Precinct Annual Business Plan*, as contained in **Attachment B**, be approved.

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Cr Robinson left the meeting at 7.49pm.

*Cr Callisto moved:*

*That the Draft 2023-2024 Norwood Parade Precinct Annual Business Plan, as contained in Attachment B, be approved.*

Cr Robinson returned to the meeting at 7.50pm.

*Seconded by Cr McFarlane and carried unanimously.*

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## 11.8 2023-2024 CAPITAL PROJECTS

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**REPORT AUTHOR:** Chief Executive Officer  
**GENERAL MANAGER:** Not Applicable  
**CONTACT NUMBER:** 8366 4539  
**FILE REFERENCE:** qA99672  
**ATTACHMENTS:** A - H

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### PURPOSE OF REPORT

The purpose of this report is to provide information to the Council as requested, regarding the financial status and timing (including projects beyond the 2023-2024 financial year) of all projects contained in the 2023-2024 Annual Business Plan over \$750,000.

### BACKGROUND

At its meeting held on 8 May 2023, the Council considered and endorsed 'in-principle' the draft 2023-2024 Annual Business Plan and Budget.

In doing so, in respect to the draft 2023-2024 Annual Business Plan, the Council resolved the following:

- (a) *That the Council endorses "in principle" Loan Borrowings for the 2023-2024 Financial Year, up to a maximum of \$22 million for the purposes of funding Capital Expenditure and requests a report to its June 2023 meeting, setting out financial status and timing (including that considered beyond the 2023-2024 financial year) of all projects included in this Plan over \$750,000.*
- (b) *That the Draft 2023-2024 Annual Business Plan, as contained within Attachment B, be approved for release for public consultation with the inclusion of information regarding capital spending (other than Whole of Life capital) committed to future financial years through progression of this Plan.*
- (c) *That the Chief Executive Officer be authorised to make editorial changes to the Draft 2023-2024 Annual Business Plan, as contained within Attachment B, prior to it being released for public consultation.*

This report contains the information which has been requested in Part 2(a) of the Council's resolution.

### DISCUSSION

In accordance with Point 2 of the Council's resolution, this report sets out the financial status and timing of all projects included in the draft 2023-2024 Annual Business Plan that have a value over \$750,000:

These projects are:

- The Payneham Memorial Swimming Centre Redevelopment;
- Burchell Reserve Redevelopment;
- George Street Redevelopment;
- Cruickshank Reserve;
- Trinity Valley Stormwater Drainage Project;
- The Parade Masterplan Implementation;
- River Torrens Linear Park Shared Path Enhancement Project (Stage 2); and
- Dunstan Adventure Playground Upgrade.

### Payneham Memorial Swimming Centre Redevelopment

The Council's Swimming Centres, namely the Payneham Memorial Swimming Centre and the Norwood Swimming Centre are major assets which are in need of significant redevelopment.

In this respect, as these facilities represent significant assets, the Council has over a number of years discussed and reviewed the options and determined a position to continue to operate two (2) swimming centres.

Discussions regarding the future of the Council's swimming centres commenced circa 2014. In this respect, at its meeting held on 7 April 2014, The Council resolved the following:

1. *That the Council undertake a review of the Norwood and Payneham Swimming Centre's for the purposes of, but not necessarily limited to:*
  - *ascertaining the level of capital investment required to maintain the existing service standard;*
  - *benchmarking the infrastructure and services and programs offered against other facilities;*
  - *assessing future opportunities to increase "net revenue" activities such as Learn-to-Swim Programs and other shallow water activities; and*
  - *determining the extent and nature of any future redevelopment of the Centre's, (i.e. leisure water), to ensure that the service and programs offered meet community expectations.*
2. *The Council notes that a Project Proposal to undertake this project will be submitted for consideration as part of the 2014-2015 Budget.*

Consequent to and in accordance with this resolution, at its meeting held on 23 March 2016, the Council considered a report which outlined a number of options regarding the future direction of the long-term strategy for the Council's Swimming Centres.

Following consideration of the report and the various options contained therein, the Council resolved the following:

1. *The Council's Long-term Swimming Centre Strategy continues to be based on a Two (2) Centres model comprising the following options;*
  - (a) *redevelopment of the Payneham Swimming Centre as a regional destination which incorporates a 50 metre Swimming Pool, Learners Pool and Wading Pool or splash pad and water play park to cater for the recreational leisure market and in particular the teenage market; and*
  - (b)
    - (i) *redevelopment of the Norwood Swimming Centre with a new outdoor 25m pool plus a new Learner's Pool and Toddlers Pool or splash pad and new amenities building; or*
    - (ii) *maintenance of the existing Norwood Swimming pool, together with a new Learner's Pool and the refurbishment of the existing facilities whilst respecting the Centre's traditional heritage.*
2. *The Council notes that this report and the strategy options as set out above, together with the accompanying documentation prepared by SGL Consulting and URPS will form the basis of the public consultation.*

Subsequent to this decision, at its meeting held on 16 January 2017, a Rescission Motion was considered by the Council that rescinded Part (b)(i) and (ii) of the Council resolution made at its meeting held on 23 March 2016 and replaced it with the following Motion:

1. *The Council's Long-term Swimming Centre Strategy continues to be based on a Two (2) Centres model comprising the following options;*
  - (a) *redevelopment of the Payneham Swimming Centre as a regional destination which incorporates a 50 metre Swimming Pool, Learners Pool and Wading Pool or splash pad and water play park to cater for the recreational leisure market and in particular the teenage market; and*
  - (b)
    - (i) *redevelopment of the Norwood Swimming Centre with a new outdoor 25m pool plus a new Learner's Pool and Toddlers Pool or splash pad and new amenities building; or*
    - (ii) *maintenance of the existing Norwood Swimming pool, together with a new Learner's Pool and the refurbishment of the existing facilities whilst respecting the Centre's traditional heritage; or*

(iii) *the existing Norwood Swimming pool be retained and refurbished, together with a new Learner's Pool and the refurbishment of the existing facilities whilst respecting the Centre's traditional heritage.*

2. *The Council notes that this report and the strategy options as set out above, together with the accompanying documentation prepared by SGL Consulting and URPS will form the basis of the public consultation.*

In accordance with the decision made at its meeting held on 23 March 2016 and as varied through the rescission Motion adopted at the Council meeting held on 16 January 2017, at its meeting held on 16 January 2017, the Council considered a report on the Long-Term Strategy and redevelopment options for the Council's Swimming Centres, prior to release for public consultation.

Following consideration of the report, the Council resolved the following:

- (a) *the Long Term Strategy and Redevelopment Options Report as contained in Attachment A be received and noted;*
- (b) *the Redevelopment Strategy as contained in Chapter 5.1 of the Options Report (Attachment A) for the Payneham Swimming Centre be endorsed by the Council for the purpose of Community Consultation;*
- (c) *further public consultation be undertaken on the three (3) redevelopment options for the Norwood Swimming Centre, as contained in Chapter 5.2 of the Options Report (Attachment A), as amended, to inform the final Redevelopment Strategy;*
- (d) *public consultation on the Long Term Strategy and Redevelopment Options Report be undertaken for a period of six (6) weeks; and*
- (e) *the public consultation for recommendations (b) and (c) be undertaken concurrently, as outlined in the body of this report.*

At its meeting held on 3 July 2017, the Council considered a report on the results of the community consultation process regarding the redevelopment options and the draft Long-Term Strategy for the Council's Swimming Centres and following consideration of the results of the community consultation, resolved the following:

1. *The comments which have been received through the Community Consultation process (as contained in Attachment B) be received and noted.*
2. *All persons and organisations which made submissions and comments during the Community Consultation period are thanked for their contribution to the development of the Draft Strategy.*
3. *The Draft Swimming Centre Strategy, as contained in Chapter 7 of the Swimming Centres Review – Final Report (Attachment B) and as set out below, be endorsed the purpose of Community Consultation.*
  - 3.1 *Continue the current "two pool strategy" and will continue to focus on the following services:*
    - *Lap swimming;*
    - *Swim coaching/squads;*
    - *Learn to swim lessons (private, group and school);*
    - *Recreational aquatic play;*
    - *Aquatic fitness; and*
    - *Community and family gatherings.*
  - 3.2 *Re-develop the Payneham Memorial Swimming Centre as a regional destination incorporating a 50 metre swimming pool, learners pool and wading pool or splash pad and water play park to cater for the recreational leisure market and in particular the teenage market. Key elements of the strategy will be:*

- *continue to provide a 50 metre outdoor swimming pool to meet the needs of lap swimming, swimming squads, school carnivals and general recreational swimming and fitness including:*
  - *installation of a ramp, at the shallow end to allow disabled access;*
  - *replacement of scum gutters with wet deck entry;*
  - *installation of new filtration system and refurbishment of the plant room; and*
  - *retiling of the pool;*
- *the Learners/Teaching pool will be replaced with a larger pool, which will include a beach entry to enable disabled access;*
- *introduction of leisure water aimed at not only babies and toddlers but also the older child/ teenage market such as:*
  - *interactive water park;*
  - *inflatable obstacle course; and*
  - *splash pad or zero water playground;*
- *installation of shade and the upgrade of dry land facilities, such as the amenities building, barbeque and picnic facilities; and*
- *improved utilisation of clubrooms located at Payneham Memorial Swimming Centre, with formal agreements with Norwood and Payneham Swimming Clubs.*

3.3 *Re-develop the Norwood Swimming Centre for lap swimming, fitness, aquatic education and community/family gatherings. Key elements of the strategy will be:*

- *refurbish the main 50m pool by lining the existing pool shell with a heavy duty steel or fibreglass (eg Myrtha pool) lining and construct ramp access for persons with disabilities;*
- *re-configuring of the filtration system, including installation of a new plant room and replace the balance tank, to bring it up to the minimum standard;*
- *replace the Learners/Teaching pool, with a larger pool, which will include a beach entry to enable disabled access;*
- *install an inflatable obstacle course, to be used on weekends and school holidays;*
- *install additional shade, barbeque and picnic facilities; and*
- *refurbish existing amenities buildings, consistent with the heritage.*

4. *That a marketing strategy be developed for both Swimming Centres for the next three (3) seasons, which incorporates suggestions from the community consultation, findings from the SGL report and other relevant sources. The aims of the marketing strategy will be to maximise patronage at both Centres to improve community health and wellbeing, to encourage community connectedness and to increase revenue. The marketing plan will include recommendations on the length of the swimming season and opening hours for both Centres.*

5. *The Council notes that following the conclusion of the Community Consultation of the final draft Swimming Centres Strategy, a report will be provided for the Council's consideration and final adoption of the Strategy.*

The final draft Strategy and redevelopment options for the Swimming Centres was subsequently placed on community consultation and at its meeting held on 4 December 2017, resolved the following:

1. *The comments which have been received through the Community Consultation process (as contained in Attachment A) be received and noted.*
2. *All persons and organisations which made submissions and comments during the Community Consultation period are thanked for their contribution to the development of the Draft Strategy.*

3. *The Draft Swimming Centre Strategy, as contained in Attachment B be endorsed.*
4. *That the Council liaise with Commonwealth and State Governments to investigate funding possibilities to redevelop the Payneham Memorial Swimming Centre.*

In accordance with the Council's resolution, detailed design documentation for the retention and refurbishment of the existing 50 metre outdoor Swimming Pool and other components of the Payneham Memorial Swimming Centre, was prepared and a tender process was enacted.

In this respect, at its meeting held on 3 August 2020, the Council considered the results of the tender process and resolved that the matter be deferred until the Masterplan for the Centre and Patterson Reserve (which adjoins the Centre) was presented to the Council for consideration.

In accordance with this resolution, consultants were appointed to prepared the Masterplan and in the interim, the Council established a Regional Capital Projects Committee to consider, amongst other matters, the Payneham Memorial Swimming Centre and Patterson Reserve Masterplan.

To this end, at its meeting held on 27 October 2020, the Regional Capital Projects Committee considered the draft Masterplan and resolved the following:

1. *That the report be received and noted.*
2. *That the Regional Capital Projects Committee recommends to the Council that it reaffirm its support for the Council's decision to refurbish the main pool in accordance with the Swimming Centres' Long Term Strategy.*
3. *That a report be resubmitted to the Council at a later date regarding the Tender for the Stage 2 Refurbishment of the main pool which was deferred by the Council at the August 2020 meeting.*
4. *That TCL (Consultants) be instructed to review Options A, B1 and C1 and develop any other options that are required to complete the Masterplan.*
5. *That TCL (Consultants) consult with the existing stakeholders regarding the draft concepts before finalising the draft concepts for the Committee's consideration.*

In accordance with the Committee's resolution, the Masterplan was amended and the final draft Masterplan was considered at a meeting of the Committee held on 16 December 2020 at which the Council resolved the following:

*That Concept B2 be recommended to the Council for adoption for the purposes of progressing to the development of a draft Masterplan.*

This resolution was subsequently adopted by the Council.

An amended draft Masterplan was again presented to the Committee for consideration at its meeting held on 21 April 2021, at which the Committee resolved the following:

1. *That the draft Masterplan contained in Attachment B be recommended to the Council for adoption.*
2. *The Committee recommends to the Council that Stage 1 of the Payneham Memorial Swimming Centre Redevelopment Project, for the purposes of detail design, construction documentation and construction, should comprise of the following elements:*
  - *50 metre pool with provision for a solid cover;*
  - *new semi-enclosed 25 metre outdoor Learners' Pool;*
  - *new sports and leisure centre providing pool facilities and café, new gym/dry pool training, clubrooms and lettable function areas;*



- *new leisure pool with interactive water play and high platform water slides;*
  - *the installation of shade, barbeques and picnic facilities on grassed embankment; and*
  - *new plant room to service the 50m Pool, new 25m Learners' Pool and the aquatic recreation equipment and facilities.*
3. *That the Committee notes that staff will now progress to the detail design and construction documentation stage of the Project for the Payneham Memorial Swimming Centre Redevelopment.*
4. *That the Committee notes that a suitable consultant will now be engaged to prepare a Prudential Report for the Council's consideration.*

In accordance with this decision, which was subsequently adopted by the Council, a Project Brief for the engagement of design consultants was prepared and released for tender.

At its meeting held on 26 October 2021, the Council considered a report on the outcome of the tender process and resolved to appoint DWP-Hardy Milazzo Architects (as the Principal Consultant) to prepare the detailed design and construction documentation.

The Council also noted that design work would commence on 1 November 2021 with nominal conclusion dated 31 July 2022.

In accordance with this schedule, at its meeting held on 2 May 2022, the Council considered a report which presented the Schematic Design for the Centre. The purpose of seeking the Council's endorsement of the Schematic Design, was to ensure that the design could be progressed as well as seeking the Council's approval to proceed with the replacement of the 50 metre Main Pool, rather than refurbishment of the structure.

Following consideration of the report, the Council resolved the following (noting that as part of the resolution the Main Pool was increased from eight (8) lanes to a ten (10) lanes):

- a. *That the Council endorses the construction of a new 50 metre main pool at the Payneham Memorial Swimming Centre.*
- b. *That the new 50 metre main pool at the Payneham Memorial Swimming Centre be a ten (10) lane main pool as per Attachment D.*
- c. *That the Schematic Design for the Payneham Memorial Swimming Centre contained in Attachment D, be endorsed as the basis of preparing the construction documentation.*

Subsequent to this decision, design and construction documentation is almost complete.

Given various complexities associated with the design of this Project, as well as supply chain and cost escalation issues, the final design documentation has taken a few months longer to complete, however, the tender package is scheduled to be released in July 2023.

It should be noted that the Prudential Report on this Project was considered by the Council's Audit & Risk Committee at its meeting held on 15 May 2023. The Minutes of the Audit & Risk Committee are scheduled to be adopted at this meeting.

As Elected Members are aware, the Council has received \$5.6 million from the State Government to assist with the delivery of this Project.

Whilst the milestone completion date of 30 June 2023, has not been achieved, an extension of time has been requested and staff have been advised that there is no risk of losing the Grant Funding.

Whilst there are other grant programs that could be looked into, it is extremely unlikely that funding to augment the existing State Government funding can be sourced.

At this stage, it would be prudent to progress with the tender process and review the situation once tenders have been received.

The status of this project (as at 1 June 2023) is set out in **Attachment A**.

## **Cruikshank Reserve Facility Upgrade Project**

### **Background**

At its meeting held on 7 March 2022, the Council considered a report on the allocation of grant funding which the Council received from the Federal Government as part of the *Local Roads and Community Infrastructure (LRCI) Program Phase 3*. This Program was initiated by the Federal Government as part of its response to the COVID-19 Pandemic and was aimed at supporting jobs, businesses and procurement as part of the COVID-19 recovery process.

As part of Phase 1, the Council received \$440,000 which was allocated to complete the reconstruction of the total length of Langman Grove, Felixstow, from Pembury Grove through to Briar Road, Felixstow. This project was already committed by the Council as part of its Capital Works Program.

As part of Phase 2, the Council received \$1.27 million and this funding was allocated St Peters Streetscape Upgrade Project – a project that had been in the ‘pipeline’ for some time.

As part of Phase 3 of the Program, the Council received \$888,876.

In the report that was considered by the Council at its meeting held on 7 March 2022, the following projects were submitted as projects that would be suitable for the allocation of the grant funding of \$888,876:

1. Linde Reserve Aquifer Storage & Recharge (ASR) and ERA Water Distribution Main Extension and Cross Connection.
2. Cruickshank Reserve Multipurpose Building and Unisex Toilets.

This project was not identified in the Council's Long Term Financial Plan, however grant funding applications for this project had been submitted on two (2) previous occasions without success.

3. Reconstruction of Briar Road and Turner Street Felixstow.

The estimated cost of this project was \$1,000,000.

Following consideration of the three (3) projects, the Council resolved to allocate the grant funding of \$888,871 to the Cruickshank Reserve Multi-Purpose Building and Unisex Toilets Project.

As Elected Members may recall, following this decision, design documentation was prepared and the tender process enacted.

To this end, at its meeting held on 3 April 2023, the Council considered a report regarding the tender selection and resolved to award the tender to Mykra Pty Ltd for the tendered price of \$1,189,760 (excluding GST) and increased the project budget by \$450,000.

As the contract for this project has been tendered and awarded, the project must proceed.

Construction Contracts have been now finalised and construction is scheduled to commence in four (4) to five (5) weeks.

## Possible Funding Sources

There are no other possible funding sources available to assist with the funding of this Project.

At the time this matter was considered by the Council, staff advised that the cost estimate that was provided in the report considered at the meeting held on 7 March 2022 was a 'first order' estimate and that further design development was required before a more robust estimate could be provided.

The status of this project (as at 1 June 2023) is set out in **Attachment B**.

## Burchell Reserve Redevelopment

### Background

At its meeting held on 7 June 2021, the Council considered a report on the Burchell Reserve Master Plan.

Discussion regarding this Project commenced in 2012, when a Master Plan was developed and released for consultation. However, due to budgetary constraints and other priorities, this Project was not progressed.

As advised in the report that was considered by the Council, *Green Adelaide* has provided a grant to the Council of \$70,000 (plus GST) as part of the Water Sustainability Upgrade which forms part of this project. In this respect, this component of the Project is aimed at achieving best practice, using the targets set out in SA Water Sensitive Urban Design Policy and seeks to maximise Water Sensitive Urban Design (WSUD) and stormwater detention opportunities to reduce pollution and flooding.

Following consideration of the report, the Council resolved the following:

1. *That the Burchell Reserve Master Plan, as contained in Attachment A to this report, be endorsed.*
2. *That the Chief Executive Officer be authorised to make any necessary and required administrative changes to the draft Master Plan for its finalisation and adoption as resolved by the Council.*
3. *That the Council notes that staff will now commence the detail design and construction documentation stage of the project, based on the recommendations outlined in the Master Plan.*
4. *That the Council notes that staff will continue to pursue external State and Federal Government funding to contribute towards the delivery of the Burchell Reserve Upgrade Project.*

Subsequent to that meeting, design development was progressed, detailed documentation was prepared and a procurement process was undertaken.

To this end, at its meeting held on 3 April 2023, the Council considered the results of the procurement / tender process and awarded the construction contract to Beltrame Civil and increased the existing project budget by \$1,300,000 making a total project budget of \$4,470,000.

As set out in the report that was considered by the Council at its meeting held on 3 April 2023, as part of its 2021-2022 Budget, the Council allocated \$2,600,000 to this project over two (2) financial years. This budget included \$1,000,000 from the Council's Stormwater Drainage Program to implement the stormwater management improvements in the residential area along Seventh Avenue, between St Peters Street and Stephen Terrace and extending from Seventh Lane to Eighth Avenue including Burchell Reserve.

In addition, in September 2021, the Council applied for and was successful in receiving \$420,000 from the Federal Government's *National Flood Management Infrastructure Program – Stage 2*, for works associated with stormwater flood management along Seventh Avenue.

In summary therefore, the Council has received \$600,000 in grant funding for this Project. Further funding opportunities have been explored and as set out in the report considered by the Council at its meeting held on 3 April 2023, a grant submission for \$381,000 was made as part of the State Government's 2022-2023 Community Recreation and Sports Facilities Program.

This application was not successful.

Since the Council meeting held on 3 April 2023, discussions have been taken place regarding the design and the contract with the appointed contractor. This has included discussions and negotiations regarding constructability, materials and so on. At this stage, it is estimated that construction will start will be completed in May 2024.

The status of this project (as at 1 June 2023) is set out in **Attachment C**.

### Trinity Valley Stormwater Drainage Project

#### Background

The Trinity Valley Stormwater Drainage Project was first considered by the Council as part of the City-Wide Floodplain Mapping and Long-Term Stormwater Drainage Program at its meeting held on 4 March 2019.

At the Council meeting held on 4 March 2019, the Council resolved the following:

1. *That the report and associated maps be received and noted and that the documents be released to the community.*
2. *That the level of service for stormwater drainage and design parameters, be based, where feasible and practical, on the service levels set out in Table 1 below.*

**TABLE 1: LEVEL OF SERVICE FOR STORMWATER DRAINAGE AND DESIGN PARAMETERS**

<b>Stormwater Drainage Catchment / Location</b>	<b>Service Level</b>
<i>First Creek</i>	<i>100 year standard</i>
<i>Second Creek (Linde Reserve/Dunstone Grove to outlet)</i>	<i>100 year standard</i>
<i>Second Creek (upstream of Linde Reserve/Dunstone Grove)</i>	<i>20-50 year standard (existing)</i>
<i>Third Creek</i>	<i>100 year standard</i>
<i>Stonyfell Creek (upstream of Magill Road / Nelson Street)</i>	<i>20-50 year standard (existing)</i>
<i>Trinity / Stepney Valley</i>	<i>100 year standard</i>
<i>Joslin Valley</i>	<i>100 year standard</i>

3. *That the proposed Stormwater Drainage Program as set out in the report, be endorsed 'in principle', and that the design parameters be based upon, where feasible and practical, the service levels set out in Table 1, and that implementation of the Program be undertaken as follows:*
  - *implementation be staged over a minimum time frame of fifteen (15) years, with the high priority projects, as identified in the report, being undertaken first; and*
  - *the Program be reviewed each year as part of the annual budget process, with major reviews being conducted every five (5) years and as part of the review of the Council's Stormwater Drainage and Asset Management Plan and scheduled reviews of the Council's Long Term Financial Plan.*

Subsequent to this decision, considerable work was undertaken to determine the scope of the Project, including how it would be progressed. To this end, it was determined to undertake the design for the Trinity Valley Stormwater Drainage Project as a single project, to ensure that an holistic solution was achieved. In short, the design solution consists of a stormwater drainage network from Second Creek and Linde Reserve through to the Trinity Valley Catchment at St Morris, with the objective of providing flood protection for up to a 1% chance (~1 in 100 year) Annual Exceedance Probability rainfall event, in addition to Water Sensitive Urban Design (WSUD) initiatives, as well as a review of streetscape design of the following streets that would be impacted upon by the proposed works:

- Henry Street, Stepney, from Nelson Street to Frederick Street;
- Aberdare Avenue, Trinity Gardens from Amherst Avenue to Aveland Avenue; and
- Canterbury Avenue and Abermarle Avenue intersection, Trinity Gardens.

To undertake this work, a tender for the design work was issued and at its meeting held on 3 February 2020, the Council considered a report on the results of the tender process and resolved to award the tender to Cardno Pty Ltd for the tendered sum of \$249,910 (excluding GST).

In addition, the Council also resolved to allocate \$470,000 to the Trinity Valley Stormwater Drainage Design Project over the 2019-2020 and 2020-2021 financial years, which included and incorporated a contingency of 20%.

Subsequent to this decision, at its meeting held on 7 September 2020, the Council considered a report on the Trinity Valley Drainage Design – Concept Design and following consideration of the report, the Council resolved the following:

1. *That the level of flood protection achieved by the concept design as recommended (i.e. 1% AEP where possible with no worsening of flood risks due to works) be noted and endorsed.*
2. *Stage 1 be endorsed as recommended to proceed to final design, inclusive of the following components:*
  - a. *upgrade of the stormwater capacity of the existing stormwater drainage from Linde Reserve to Phillis Street;*
  - b. *stormwater harvesting and water quality upgrades at Linde Reserve as part of the existing Aquifer Storage and Re-charge (ASR) infrastructure;*
  - c. *harvested and recycled stormwater to provide toilet flushing capability at the public toilets located at Cruikshank Reserve;*
  - d. *negotiation of new easements with private property owners between Laura Street and Flora Street, to accommodate stormwater drainage infrastructure; and*
  - e. *new stormwater drainage infrastructure from Olive Road to Flora Street, inclusive of the Laura Street easement drain.*
3. *Stage 2 be endorsed as recommended in full and proceed to final design, inclusive of the following components:*
  - a. *installation of new stormwater detention storage capacity within the Albermarle Avenue road reserve to be engaged during flood events where capacity of the existing stormwater drainage network is exceeded; and*
  - b. *harvested and re-cycled stormwater to provide toilet flushing capability to the public toilets located at Koster Reserve.*
4. *Stage 3 be endorsed as recommended in full and proceed to final design, inclusive of the following components:*
  - a. *new stormwater drainage on Amherst Avenue from Aberdare Avenue and connecting into the existing Trinity Valley stormwater drainage on Amherst Avenue; and*
  - b. *new stormwater detention storage capacity within the Jones Avenue road reserve to be engaged during flood events where capacity of the existing network is exceeded*
5. *Stage 4 be endorsed as recommended to proceed to final design, inclusive of the following components:*
  - a. *additional drainage capacity in the form of additional infrastructure from the existing open channel on the eastern side of Glynburn Road to a surcharge pit on Third Avenue;*
  - b. *additional drainage on Green Street between Third Avenue and St Morris Reserve;*
  - c. *upgrade of the St Morris Reserve to incorporate a holding tank(s) for stormwater detention storage when capacity of the existing network is exceeded; and*
  - d. *new stormwater drainage on Gage Street to discharge stormwater from the St Morris Reserve to the Third Creek catchment.*
6. *The Council notes that a variation to the contractual arrangements with Cardno will be negotiated to enable a suitably qualified landscape architect to be engaged to assist with the concept and detailed design of St Morris Reserve as set out in part 4 above.*

7. *That Council writes to the adjoining Councils seeking their willingness to join in Drainage Catchment Authorities to address the issues of increased run-off intensities and the need for upgrading local drainage.*
8. *That the issues regarding street water catchments and the impacts beyond Council boundaries be referred to the Local Government Association for discussion, in terms of the development of a policy position regarding these matters.*
9. *That the issue of stormwater and catchments be forwarded to the State Government with letters to the Local Member and responsible Ministers.*

In short, the proposed concept design was endorsed by the Council.

Of interest, the Council recognised that this Project should involve the adjoining Local Government Areas of Campbelltown and Burnside and to this end, sought to ascertain the willingness of those Council's to join in the Project to address the issues of increased stormwater run-off across the respective Local Government Areas. This essentially entailed both the Campbelltown City Council and the City of Burnside participating in the flood mapping exercise and the identification of any required works within their respective boundaries.

Both councils determined not to participate in this process.

At its meeting held on 4 April 2022, the Council considered a report which provided an update on the Project, as well as seeking the Council's endorsement of changes to the design strategy as previously endorsed by the Council.

In this report, the Council was advised that an application was made to the Federal Government's *Preparing Australian Communities Local Stream Program* for 50% of the construction and project management costs which were estimated to be incurred in the delivery of all four (4) stages of the Project. As Elected Members are aware, the Council was successful in receiving \$9.9m in grant funding from the Federal Government.

At its meeting held on 22 August 2022, the Council considered a report which outlined the Communications Strategy for this Project, which included information on the scheduling of the whole project, and the scheduling of the grant payments which the Council would receive from the Federal Government and the Reporting Milestones required by the Federal Government.

In summary, this Project is scheduled to be undertaken in four (4) stages, with the redevelopment of St Morris Reserve (incorporating a stormwater detention basin) being undertaken as part of Stage 4.

From a programming/scheduling perspective, the Project is scheduled to be delivered over a number of financial years and this is recognised in the draft 2023-2024 budget.

The four (4) stages comprise the following components:

- **Stage 1** – overland flow interception and trunk drainage capacity upgrades within the suburbs of Stepney and Maylands;
- **Stage 2** – overland flow interception and detention storage within Albemarle Avenue, Trinity Gardens;
- **Stage 3** – overland flow interception and detention storage within Jones Avenue, Trinity Gardens; and
- **Stage 4** – overland flow interception and detention storage (ie Detention Basin) within St Morris Reserve, St Morris.

At its meeting held on 5 December 2022, the Council considered a report on the St Morris Reserve Concept Plan and as set out in the report, the Council was advised of the financial and budgetary implications of this Project.

In summary, the Council was advised of the following:

- The total cost estimate to deliver this Project (i.e. all four stages) is in the order of \$19.8m, of which \$9.9m was obtained from the Federal Government.
- The grant funding would be provided to the Council over four (4) financial years commencing in 2021-2022 and concluding in 2024-2025, as shown in Table 1 below.

**TABLE 1: SCHEDULE OF GRANT PAYMENTS**

	2021-2022 (\$)	2022-2023 (\$)	2023-2024 (\$)	2024-2025 (\$)
<b>Grant Payment</b>	3,000,000	3,651,827	2,239,081	1,022,266

The cost estimate of each of the four (4) components is set out in **Table 2** below.

**TABLE 2: COST ESTIMATES**

	Design Stage 1 / Construction Phase 4	Design Stage 2 / Construction Phase 2	Design Stage 3 / Construction Phase 1	Design Stage 4 / Construction Phase 3
<b>Cost Estimate</b>	\$7,402,156	\$5,562,250	\$1,709,397	\$5,152,545

As set out in the report that was considered by the Council at its meeting held on 5 December 2022, the Council's financial contribution for the construction and management of the Project from 2022-2023 to 2024-2025 is set out in **Table 3** below:

**TABLE 3: COUNCIL FUNDING**

Design Stage	Construction Phase	2022-2023 (\$)	2023-2024 (\$)	2024-2025 (\$)
1	4			4,140,809
2	2	2,562,250		
3	1	1,709,397		
4	3		1,500,718	
<b>Total</b>		<b>\$4,271,647</b>	<b>\$1,500,718</b>	<b>\$4,140,809</b>

The funding details set out in **Table 3** above, have been calculated by subtracting the grant payment for the prior financial year from the construction cost estimates for the Stages being constructed. Grant payments from both the financial year of construction and the previous financial year will be allocated to Stage 1 of the Project.

As Elected Members may recall, the redevelopment of St Morris Reserve, incorporates the construction of a stormwater detention basin, forms part of the Trinity Valley Stormwater Drainage network.

To this end, as Elected Members are aware, the concept design for St Morris Reserve was recently released for consultation and a report on the results of the consultation and final concept plan was considered and approved by the Council at its meeting held on 3 April 2023.

In respect to the current status of the Trinity Gardens Stormwater Drainage Project, a procurement process for Stages 2 and 3 has been completed and are currently being assessed. A report on the tender process and recommended contractor is scheduled to be considered at the July 2023 Council meeting.

## Possible Funding Sources

As previously mentioned the total estimated cost of this project is in the order of \$19.8 million, of which 50% or \$9.9 million has been sourced from a Federal Government grant.

Whilst the Council could make a submission for funding from the South Australian Stormwater Management Authority, it is most unlikely that any such submission would be successful, given the limited funding which is provided to the Authority from the State Government, other competing / more urgent projects and the fact that the Council has already secured 50% funding for the Project from the Federal Government.

The status of this project (as at 1 June 2023) is set out in **Attachment D**.

## Implementation of The Parade Masterplan

### Background

The Parade Masterplan was endorsed by the Council in 2019.

The Parade Masterplan is essentially the design framework to guide the redevelopment of The Parade. The Masterplan is a fundamentally important document to ensure that the redevelopment of The Parade maintains the distinctive and much valued cosmopolitan character of The Parade and its 'sense of place' of The Parade, whilst ensuring that the proposed works aimed at ensuring that The Parade remains contemporary and improves the functionality of the street and its attractiveness.

As the Masterplan cannot be implemented without detailed design documentation, the funds which have been allocated in the 2022-2023 and 2023-2024 Budgets are for the preparation of the design documentation.

Development of the Masterplan involved a number of rounds of community consultation and all of the issues that were raised as part of the consultation process have been taken into consideration.

As part of the Masterplan, George Street is also proposed to be redeveloped and funding for this Project has been separately allocated in the Council's Budget. Preparation of design documentation for the George Street component is well advanced.

In respect to previous Council decisions, the most relevant for the purposes of background information, are set out below:

- At a Special meeting held on 15 May 2019, the Council considered a report on The Parade Masterplan, following the various rounds of community consultation and amongst a number of resolutions involving the Scramble Crossing at the intersection of The Parade and George Street, resolved the following:
  1. *That the final draft of The Parade Masterplan (as contained in Attachment C) be endorsed by the Council with the following amendments:*
    - a. *That the key elements description and drawing of the Fullarton Road intersection on page 60 be revised to reflect the existing intersection arrangement which is proposed to be maintained;*
    - b. *That the key elements description and drawing of the Sydenham Road intersection on page 61 be revised to reflect no right turns from Sydenham Road onto The Parade as per the existing conditions;*
    - c. *That the key elements description and drawing of the Osmond Terrace intersection on page 72 be revised to include the existing bicycle lanes and the existing right turn lanes from Osmond Terrace onto The Parade; and*
    - d. *That a disclaimer be included in The Parade Masterplan stating that the photo montages are for illustration purposes only.*



2. *That the Council supports consideration of the proposal to introduce a peak period (for example 7.30am – 9.00am and 4.00pm – 6.00pm) 'No Right Turn' on both The Parade approaches together with the introduction of a scramble crossing at the intersection of The Parade and George Street, in order to manage queuing and traffic during peak periods.*
3. *That the Chief Executive Officer be authorised to make any minor amendments to The Parade Masterplan, resulting from consideration of this report and as necessary to finalise the document in a form suitable for finalisation and printing.*
4. *That the Council endorses the use of The Parade Masterplan as the basis for the detail design of any proposed streetscape upgrade to The Parade.*
5. *That the Chief Executive Officer be authorised to write to the Department of Planning, Transport and Infrastructure and advise the Department that the Council has endorsed The Parade Masterplan and supports consideration of the proposal to introduce a peak period (for example 7.30am – 9.00am and 4.00pm – 6.00pm) 'No Right Turn' on both The Parade approaches together with the introduction of a scramble crossing at the intersection of The Parade and George Street.*
6. *That as part of the Detail Design Stage of the Project, staff investigate the possibility of installing a scramble crossing at the intersection of Osmond Terrace and The Parade.*

Subsequent to this design and as part of the design development process, at a Special Meeting, the Council considered a report on the tender process associated with the appointment of a consultant to undertake the preparation of detailed design documentation. It should be noted that the process following the Special Council Meeting held on 15 May 2019, was significantly delayed as a result of the issues associated with the Scramble Crossing at the intersection of The Parade and George Street.

Notwithstanding this, at the Special meeting held on 26 October 2021, the Council resolved to appoint Landskap (Consultants) to undertake preparation of the Design Development, Detail Design and Construction Documentation for the implementation of The Parade Masterplan and George Street Upgrade Project.

In accordance with this decision, staff have been working with the appointed Consultants and design work is scheduled to be completed by 30 June 2024 – noting, that completion of the design documentation for the George Street Project has been given priority and is nearing completion.

The funds which have been allocated to The Parade Masterplan Implementation Project are for the preparation of design documents and **not** for construction (noting that the first stage of implementing The Parade Masterplan involves George Street and funds for the construction of this Project have been allocated in the draft 2023-2024 Budget. Design documentation for the George Street Upgrade Project is scheduled to be completed by September 2023.

As contracts with Landskap for the preparation of design documentation have been entered into and work is progressing as endorsed by the Council, this work will need to proceed to its conclusion as scheduled.

In respect to construction of the proposed works, the Long-Term Financial Plan has scheduled the construction works for The Parade to occur over a number of financial years.

Preparation of design documentation is also critical for the purposes of the Project being 'shovel ready' to take advantage of State and Federal grant programs which are likely to be activated in line with State and Federal election cycles. It would not be prudent, or indeed logical, to seek to secure grant funding in the absence of design documentation and robust cost estimates. The Council has always envisioned that grant funding would be required to augment the Council's financial contribution to this Project and discussions with Federal and State Governments' representatives commenced some time ago.

The status of this project (as at 1 June 2023) is set out in **Attachment E**.

## **George Street Upgrade Project**

### **Background**

This Project is essentially the first stage of The Parade Masterplan Implementation Project. TO this end, when the Council endorsed The Parade Masterplan in 2019, the Council also committed funding in its Long-Term Financial Plan to fund the staged implementation of The Parade Masterplan Implementation Project. The first component of works which were identified by the Council was George Street, between its intersection with The Parade and Webbe Street.

In this respect, the Council has allocated \$800,000 towards this Project. Due to the complexities involved as a result of both retrofitting new stormwater infrastructure and ensuring that businesses are not impacted unnecessarily by the construction works, completion of the detailed design and construction documentation is currently behind schedule.

In this respect, detailed design and construction documentation for the stormwater infrastructure is almost finalised and it is scheduled to be released for tender in September 2023 with construction scheduled to take place and completed by the end of November 2023, or if this is not achievable, construction will commence at the end of January 2024, noting that construction during the Christmas/New Year/school holidays period will need to be avoided.

Construction of the George Street Upgrade will then take place following completion of the stormwater infrastructure component. At this stage, staff have been requested to schedule decision-making milestones and construction times, so that the entire Project is substantially completed by 30 June 2024.

The status of this project (as at 1 June 2023) is set out in **Attachment F**.

## **River Torrens Linear Park Shared Path Enhancement – Stage 2**

### **Background**

The River Torrens Linear Park Shared Path is a shared use path (ie. pedestrians and cyclists) that follows the River Torrens from the suburb of Athelstone to the River outlet at Henley Beach South and is approximately 30km in length. Each Council is responsible for the maintenance and improvement of the path within their respective Local Government Areas.

The area of path that this Council maintains, stretches approximately five (5) kilometres, between the suburbs of Felixstow and College Park.

In March 2020, a 2.5 kilometre section of the path was upgraded from Felixstow to Royston Park, as part of Stage 1 of the Linear Park Shared Path Enhancement Project.

As part of the 2021-2022 Budget, the Council allocated \$40,000 to prepare the detailed design and construction documentation for Stage 2.

This work was subsequently completed and as Elected Members may recall, at its meeting held on 6 February 2023, the Council considered a report on the tender process associated with the construction of Stage 2.

The contract was awarded to Plotworks and construction is scheduled to be completed in December 2023.

The total budget for this Project is \$3,288,131.

The status of this project (as at 1 June 2023) is set out in **Attachment G**.

## **Dunstan Adventure Playground Upgrade**

### **Background**

The Dunstan Adventure Playground is one of four (4) Regional Level Playgrounds within the City of Norwood Payneham & St Peters. The objective of this Project is to redevelop the playground based on an adventure play theme, whilst maintaining some of the key elements.

The total budget for this Project is \$1,926,309 of which \$450,000 has been secured from the State Government. As part of these funding arrangements, the Council is required to complete this Project by 30 September 2023, following the granting of an extension by the State Government.

As Elected Members will recall, at its meeting held on 5 December 2022, the Council considered the results of a tender process for the construction of this Project and resolved to appoint Plotworks as the main contractor.

As all tenders that were received exceeded the initial Project budget, an increase of \$600,000 was approved by the Council.

Construction commenced in February 2023

The status of this project (as at 1 June 2023) is set out in **Attachment H**.

### **RELEVANT STRATEGIC DIRECTIONS & POLICIES**

Not Applicable.

### **FINANCIAL AND BUDGET IMPLICATIONS**

Not Applicable.

### **EXTERNAL ECONOMIC IMPLICATIONS**

Not Applicable.

### **SOCIAL ISSUES**

Not Applicable.

### **CULTURAL ISSUES**

Not Applicable.

### **ENVIRONMENTAL ISSUES**

Not Applicable.

### **RESOURCE ISSUES**

Not Applicable.

### **RISK MANAGEMENT**

Not Applicable.

## CONSULTATION

- **Elected Members**  
The Council requested this report at its meeting held on 8 May 2023.
- **Community**  
Not Applicable.
- **Staff**  
Not Applicable.
- **Other Agencies**  
Not Applicable.

## OPTIONS

Not Applicable.

## CONCLUSION

Not Applicable.

## COMMENTS

Not Applicable.

## RECOMMENDATION

That the report be received and noted.

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*Cr Callisto moved:*

*That the report be received and noted.*

*Seconded by Cr Duke and carried unanimously.*

## **Section 3 – Governance & General Reports**

## 11.9 DEED OF VARIATION - COMMONWEALTH HOME SUPPORT PROGRAM

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**REPORT AUTHOR:** Manager, Community Services  
**GENERAL MANAGER:** General Manager, Governance & Civic Affairs  
**CONTACT NUMBER:** 8366 4600  
**FILE REFERENCE:** qA64449  
**ATTACHMENTS:** A

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### PURPOSE OF REPORT

The purpose of this report is to present to the Council for its endorsement, the Federal Government's Deed of Variation for services and programs which are delivered by the Council as part of the Commonwealth Home Support Program (CHSP).

### BACKGROUND

As Elected Members are aware, the Council currently receives funding from the Federal Government's Department of Health, to deliver a range of home support services to older citizens living in the City, through the Commonwealth Home Support Program. The current Grant Agreement expires on 30 June 2023.

The Federal Government has advised that a new at Home Support Program (the Program) will replace the Commonwealth Home Support Program and Home Care Packages. The Program was initially due to commence from 1 July 2024, however, the Federal Government has extended the commencement date to 1 July 2025, as the Program will not be ready by the original scheduled date.

The Federal Government has yet to release the full details of the new program. To allow for time to transition to the new model a new Deed of Variation and Grant Agreement has been issued by the Federal Government's Department of Health to extend the Council's funding until 30 June 2024.

The funds will continue to be used to support the co-ordination and delivery of home support services (i.e. Domestic Assistance, Home Maintenance, Personal Care and Home Modifications) and social support programs (i.e. Shopping Transport, Excursions and Strength and Balance) to older citizens living in the City.

A copy of the Deed of Variation and Standard Grant Agreement is contained within **Attachment A**.

The Deed of Variation requires the Council's endorsement.

### RELEVANT STRATEGIC DIRECTIONS & POLICIES

Social Equity

Objective

1.1 Convenient and accessible services, information and facilities.

Strategy

1.1.2 Maximise access to services, facilities and information

Older citizens and their Carers will be able to gain access to services and programs to support them to remain in their homes and remain connected to the community, through funding provided by the Australian Government

### FINANCIAL AND BUDGET IMPLICATIONS

Funding provided by the Federal Government for the Council's Home Support Program, is directly allocated to services and programs. The Council will receive an estimated \$1,064.228 for the period 1 July 2023 – 30 June 2024.

This funding is subject to the Federal Government's Department of Health receiving a signed and sealed Deed of Variation.

## **DISCUSSION**

The Council's current Grant Agreement is for Home Support Services covering the period 1 July 2022 to 30 June 2023. A new Deed of Variation and Standard Grant Agreement has now been issued to the Council for the period 1 July 2023 - 30 June 2024.

The new Grant Agreement provides flexibility to enable the Council to re-allocate up to 50% of its funding across types of services in order to meet demand. In this regard, the Council will be able to reallocate funds from services which have had a decline in demand to other services where demand is increasing without requiring the approval from the relevant Department of Health Grant Manager. For example if there is a high demand for Personal Care and the funding available has reached its limit , funds can be transferred from another service's funding such as Transport ( that may have experienced a decline in demand ) to Personal Care to enable the Council to provide additional services.

To ensure that the Council continues to receive funding support for these important services, the Deed of Variation must be signed and sealed in accordance with the Federal Government's Department of Health requirements.

## **RECOMMENDATION**

That the Mayor and Chief Executive Officer be authorised to sign and seal the Federal Government's Department of Health's Deed of Variation, as contained within Attachment A.

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*Cr Clutterham moved:*

*That the Mayor and Chief Executive Officer be authorised to sign and seal the Federal Government's Department of Health's Deed of Variation, as contained within Attachment A.*

*Seconded by Cr Whittington.*

Cr Callisto left the meeting at 8.06pm.

Cr Callisto returned to the meeting at 8.09pm.

*The motion was put and carried unanimously.*

## 11.10 GREATER ADELAIDE REGION ORGANISATION OF COUNCILS (GAROC) ANNUAL BUSINESS PLAN 2023-2024

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**REPORT AUTHOR:** General Manager, Governance & Civic Affairs  
**GENERAL MANAGER:** Chief Executive Officer  
**CONTACT NUMBER:** 8366 4549  
**FILE REFERENCE:** qA59226  
**ATTACHMENTS:** A - B

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### PURPOSE OF REPORT

The purpose of this report is to advise the Council of the invitation from the Local Government Association of South Australia Greater Adelaide Region Organisation of Council (GAROC), for the Council to provide comments regarding the GAROC's draft Annual Business Plan 2023-2024.

### BACKGROUND

As Elected Members may recall, the Greater Adelaide Region Organisation of Councils (GAROC) Committee was formally established through the new LGA Constitution in October 2018. The Terms of Reference for the GAROC stipulates that the role of GAROC is to *provide advocacy, policy initiation and review, leadership, engagement and capacity building for the benefit of metropolitan South Australian councils and their communities.*

In accordance with the GAROC Terms of Reference, the GAROC has prepared its draft Annual Business Plan for 2023-2024 which identifies the key actions that the GAROC will be seeking to progress during this period.

A copy of the draft Annual Business Plan 2023-2024 is contained within **Attachment A**.

The GAROC has invited Councils to provide comments regarding the draft Annual Business Plan 2023-2024 (the Plan) for GAROC's consideration prior to finalising the draft Plan.

### RELEVANT STRATEGIC DIRECTIONS & POLICIES

Not Applicable.

### FINANCIAL AND BUDGET IMPLICATIONS

Not Applicable.

### EXTERNAL ECONOMIC IMPLICATIONS

Not Applicable.

### SOCIAL ISSUES

Not Applicable.

### CULTURAL ISSUES

Not Applicable.

### ENVIRONMENTAL ISSUES

Not Applicable.

### RESOURCE ISSUES

Not Applicable.



## RISK MANAGEMENT

Not Applicable.

## CONSULTATION

- **Elected Members**  
Not Applicable.
- **Community**  
Not Applicable.
- **Staff**  
Manager, Urban Planning & Sustainability  
Eastern Health Authority
- **Other Agencies**  
Not Applicable.

## DISCUSSION

The Local Government Association of South Australia's (LGA) Greater Region of Adelaide Organisation of Council (GAROC), represents the greater Adelaide region based on North, South, East, West groupings of councils and the City of Adelaide.

This Council and the following Councils are members of the GAROC:

- Adelaide Hills Council;
- City of Burnside;
- Campbelltown City Council;
- City of Charles Sturt;
- Town of Gawler;
- City of Holdfast Bay;
- City of Marion;
- City of Mitcham;
- City of Onkaparinga;
- City of Playford;
- City of Port Adelaide Enfield;
- City of Prospect;
- City of Salisbury;
- City of Tea Tree Gully;
- City of Unley;
- Town of Walkerville; and
- City of West Torrens.

As set out in the GAROC Draft Annual Business Plan 2023-2024, GAROC has identified the following three (3) priorities to guide the work of GAROC over the next twelve months:

1. Climate Change and Circular Economy – including urban heat, tree management and canopy, waste management and circular economy.
2. Urban Planning – including the Thirty-Year Plan for Greater Adelaide.
3. Liveability – community leadership – including infill and dense housing impacts, safety and housing affordability.

## 1. Climate Change and Circular Economy

The City of Norwood Payneham & St Peters recognises a current state of rapid climate change, requiring action by all levels of government, including Local Government. The Council has affirmed its commitment to both climate change mitigation and adaptation through its *2020-2030 Corporate Emissions Reduction Plan*, including setting a target of achieving zero corporate carbon emissions by 2030. The Council has benefitted from the support, advocacy, facilitation and leadership roles that the LGA has undertaken to date and is highly supportive of its planned future work to ensure that the local government sector can maximise its collective impact in both mitigating against, and adapting to, climate change. The role of the Central Co-ordinator, Regional Climate Partnerships has been highly valued in supporting and co-ordinating the work of councils on climate change.

In addition to climate change, waste management continues to pose a substantial financial cost impost for the Council. The landscape of waste management is constantly evolving, driven by the production of new materials, changes in purchasing habits and advancements in recycling technologies. However, responsibility for the costs associated with disposing of packaging and other materials, falls primarily on Local Government through the kerbside recycling system rather than on the producers or distributors of those materials. It is crucial to establish stronger policy positions to address this issue, such as legislation for mandated recycled product content and prohibition of problematic waste items. The LGA has played a pivotal role in providing critical leadership at the state and federal levels, coordinating advocacy efforts and representing the local government sector. Continued collaboration with the LGA is essential to effecting meaningful change and achieving sustainable community and business waste management practices.

## 2. Urban Planning

Given the direct influence that planning legislation and documents such as the *30 Year Plan for Greater Adelaide* have on how our cities develop and continue to evolve over time, it is critical for the LGA and GAROC to take a leading role in informing any reviews of the legislation and recent planning reforms as they have the capacity to strongly influence the reviews.

Heritage matters are of importance to this City. In 2022, the Council adopted a Built Heritage Strategy, which affirms the Council's commitment to the retention of buildings and places of heritage value, which strongly aligns with State Planning Policy Number 7, which seeks to protect and conserve heritage places and areas for the benefit of our present and future generations. It is critical that GAROC takes a strong lead in advocating and influencing planning legislation and policy to achieve a consistent and transparent legislative framework that strengthens protection for State and Local Heritage Places.

## 3. Liveability

The actions set out under this objective in the GAROC Draft Annual Business Plan, align with the Council's Regional Health Plan, *Better Living Better Health 2020 – 2025*, which was prepared by the Eastern Health Authority Constituent Councils of Burnside, Campbelltown, Prospect, Norwood Payneham & St Peters, and the Town of Walkerville.

However, the actions as set out in GAROC's Draft Annual Business Plan are broad and in terms of priorities, the Eastern Health Authority (EHA) has advised that the actions relevant to immunisation and hoarding/squalor should be given the highest priority on the basis of the services which EHA provide and the alignment with the Regional Health Plan.

The GAROC have advised that the actions outlined in the draft Annual Business Plan are achievable within the proposed scope of GAROC's Budget, which is made available through the Local Government Association of South Australia's Research and Development Scheme.

GAROC have requested comments from Councils regarding which of the issues covered in the Draft Annual Business Plan should be considered priority issues and therefore which areas the GAROC should be focussing on and directing its resources.

The GAROC has prepared a "Consultation" document for the purpose of providing comments in respect to the various actions the GAROAC has identified under each Priority area.

A draft response has been prepared for the Council's consideration and is contained within **Attachment B**.

## **OPTIONS**

The Council can choose to provide comments to the GAROC regarding the draft Annual Business Plan for the 2023-2024 period or decline the opportunity.

It is recommended that the Council does provide its comments to GAROC to ensure the Council's views are considered as part of the development of the GAROC's Annual Business Plan.

## **CONCLUSION**

The Greater Adelaide Region Organisation of Councils (GAROC) has been established under the LGA's Constitution to review and develop policy positions for Local Government and provide strategic advice to the LGA Board. It is therefore important that any Annual Business Plan developed by the GAROC align with its Terms of Reference to ensure compliance with the LGA's Constitution.

## **COMMENTS**

Nil.

## **RECOMMENDATION**

That the *GAROC Annual Business Plan 2023-2024 Submission*, as contained within Attachment B to this report, be forwarded to the Greater Adelaide Region Organisation of Councils in response to the request for comments from Councils regarding the draft Annual Business Plan 2023-2024.

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Cr Sims left the meeting at 8.09pm.

*Cr Mex moved:*

*That the GAROC Annual Business Plan 2023-2024 Submission, as contained within Attachment B to this report, be forwarded to the Greater Adelaide Region Organisation of Councils in response to the request for comments from Councils regarding the draft Annual Business Plan 2023-2024.*

*Seconded by Cr Callisto and carried unanimously.*

## 12. ADOPTION OF COMMITTEE MINUTES

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**REPORT AUTHOR:** General Manager, Governance & Community Affairs  
**GENERAL MANAGER:** Chief Executive Officer  
**CONTACT NUMBER:** 8366 4549  
**FILE REFERENCE:** Not Applicable  
**ATTACHMENTS:** A - B

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### PURPOSE OF REPORT

The purpose of the report is to present to the Council the Minutes of the following Committee Meetings for the Council's consideration and adoption of the recommendations contained within the Minutes:

- Audit & Risk Committee – (15 May 2023)  
(A copy of the Minutes of the Audit & Risk Committee meeting is contained within **Attachment A**)
- Norwood Parade Precinct Committee – (16 May 2023)  
(A copy of the Minutes of the Audit & Risk Committee meeting is contained within **Attachment B**)

### ADOPTION OF COMMITTEE MINUTES

Cr Sims returned to the meeting at 8.15pm.

- **Audit & Risk Committee**

*Cr Piggott moved that the minutes of the meeting of the Audit & Risk Committee held on 15 May 2023, be received and that the resolutions set out therein as recommendations to the Council are adopted as decisions of the Council. Seconded by Cr Clutterham and carried unanimously.*

- **Norwood Parade Precinct Committee**

*Cr Callisto moved that the minutes of the meeting of the Norwood Parade Precinct Committee held on 16 May 2023, be received and that the resolutions set out therein as recommendations to the Council are adopted as decisions of the Council. Seconded by Cr Whittington and carried unanimously.*

**13. OTHER BUSINESS**  
Nil

**14. CONFIDENTIAL REPORTS**

## 14.1 COUNCIL RELATED MATTER

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### RECOMMENDATION 1

That pursuant to Section 90(2) and (3) of the *Local Government Act 1999* the Council orders that the public, with the exception of the Council staff present, be excluded from the meeting on the basis that the Council will receive, discuss and consider:

- (m) information relating to a proposal to prepare or amend a designated instrument under Part 5 Division 2 of the *Planning, Development and Infrastructure Act 2016* before the draft instrument or amendment is released for public consultation under that Act;

and the Council is satisfied that, the principle that the meeting should be conducted in a place open to the public, has been outweighed by the need to keep the consideration of the information confidential.

### RECOMMENDATION 2

Under Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report, discussion and minutes be kept confidential until the proposed amendment is released for the purpose of public consultation.

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*Cr Sims moved:*

*That pursuant to Section 90(2) and (3) of the Local Government Act 1999 the Council orders that the public, with the exception of the Council staff present [Chief Executive Officer, Manager Governance & Legal, Manager, Communications & Community Relations, Manager, Urban Planning & Sustainability, Senior Urban Planner, Urban Planning & Sustainability and Administration Assistant, Governance & Civic Affairs], be excluded from the meeting on the basis that the Council will receive, discuss and consider:*

- (m) information relating to a proposal to prepare or amend a designated instrument under Part 5 Division 2 of the Planning, Development and Infrastructure Act 2016 before the draft instrument or amendment is released for public consultation under that Act;*

*and the Council is satisfied that, the principle that the meeting should be conducted in a place open to the public, has been outweighed by the need to keep the consideration of the information confidential.*

*Seconded by Cr Knoblauch and carried.*

*Cr Holfeld moved:*

*Under Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report, discussion and minutes be kept confidential until the proposed amendment is released for the purpose of public consultation.*

*Seconded by Cr Robinson and carried unanimously.*

## 14.2 COUNCIL RELATED MATTER

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### RECOMMENDATION 1

That pursuant to Section 90(2) and (3) of the *Local Government Act 1999* the Council orders that the public, with the exception of the Council staff present, be excluded from the meeting on the basis that the Council will receive, discuss and consider:

- (g) matters that must be considered in confidence in order to ensure that the council does not breach any duty of confidence;

and the Council is satisfied that, the principle that the meeting should be conducted in a place open to the public, has been outweighed by the need to keep the receipt/discussion/consideration of the information confidential.

### RECOMMENDATION 2

Under Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that the report, discussion and minutes be kept confidential until the official announcement has been made.

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*Cr Duke moved:*

*That pursuant to Section 90(2) and (3) of the Local Government Act 1999 the Council orders that the public, with the exception of the Council staff present [Chief Executive Officer, Manager Governance & Legal, Manager, Communications & Community Relations, Manager, Urban Planning & Sustainability and Administration Assistant, Governance & Civic Affairs], be excluded from the meeting on the basis that the Council will receive, discuss and consider:*

- (g) matters that must be considered in confidence in order to ensure that the council does not breach any duty of confidence;*

*and the Council is satisfied that, the principle that the meeting should be conducted in a place open to the public, has been outweighed by the need to keep the receipt/discussion/consideration of the information confidential.*

*Seconded by Cr Knoblauch and carried unanimously.*

*Cr Knoblauch moved:*

*Under Section 91(7) and (9) of the Local Government Act 1999 the Council orders that the report, discussion and minutes be kept confidential until the official announcement has been made.*

*Seconded by Cr Holfeld and carried unanimously.*

**15. CLOSURE**

There being no further business, the Mayor declared the meeting closed at 8.52pm.

\_\_\_\_\_  
**Mayor Robert Bria**

**Minutes Confirmed on** \_\_\_\_\_  
(date)