



COUNCIL

Minutes

for the meeting on

Tuesday, 8 July 2025

in the Council Chamber, Adelaide Town Hall

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Our Adelaide.
Bold.
Aspirational.
Innovative.

Present – The Right Honourable the Lord Mayor, Dr Jane Lomax-Smith (Presiding)

Deputy Lord Mayor, Councillor Martin

Councillors Abrahamzadeh, Couros, Dr Siebentritt and Snape

1 Acknowledgement of Country

At the opening of the Council meeting, the Lord Mayor stated:

‘Council acknowledges that we are meeting on traditional Country of the Kaurna people of the Adelaide Plains and pays respect to Elders past and present. We recognise and respect their cultural heritage, beliefs and relationship with the land. We acknowledge that they are of continuing importance to the Kaurna people living today.

And we also extend that respect to other Aboriginal Language Groups and other First Nations who are present today.’

2 Acknowledgement of Colonel William Light

The Lord Mayor stated:

‘The Council acknowledges the vision of Colonel William Light in determining the site for Adelaide and the design of the City with its six squares and surrounding belt of continuous Park Lands which is recognised on the National Heritage List as one of the greatest examples of Australia’s planning heritage.’

3 Prayer

The Lord Mayor stated:

‘We pray for wisdom, courage, empathy, understanding and guidance in the decisions that we make, whilst seeking and respecting the opinions of others.’

4 Pledge

The Lord Mayor stated:

‘May we in this meeting speak honestly, listen attentively, think clearly and decide wisely for the good governance of the City of Adelaide and the wellbeing of those we serve.’

5 Memorial Silence

The Lord Mayor asked all present stand in silence in memory of those who gave their lives in defence of their Country, at sea, on land and in the air.

6 Apologies and Leave of Absence

Leave of absence:

Councillor Giles

Absent:

Councillor Davis

7 Confirmation of Minutes - 24/6/2025

Moved by Councillor Snape,
Seconded by Abrahamzadeh -

That the Minutes of the meeting of the Council held on 24 June 2025, be taken as read and be confirmed as an accurate record of proceedings.

Carried

8 Declaration of Conflict of Interest

Nil

9 Deputations

Nil

10 Petitions

Nil

11 Advice of the Kadaltilla/ Adelaide Park Lands Authority 26 June 2025

Moved by Deputy Lord Mayor, Councillor Martin,
Seconded by Councillor Couros -

THAT COUNCIL

1. Notes the advice of the Kadaltilla / Adelaide Park Lands Authority from the meeting of the Board held on 26 June 2025, contained in Item 11 on the Agenda for the meeting of the Council held on 8 July 2025 in relation to:
 - 1.1. 2025 bp Adelaide Grand Final - South Australian Motor Sport Board Event Consultation
 - 1.2. Golden Wattle Park / Mirnu Wirra (Park 21 West) - Lease Consultation Findings
 - 1.3. South Park Lands Creek – Open Channel Stormwater Projects

Discussion ensued

The motion was then put and carried

12 Recommendations of the City Community Services and Culture Committee - 1 July 2025**12.1 Recommendation 1 - Item 7.1 - 2025 bp Adelaide Grand Final - South Australian Motor Sport Board Event Consultation**

Moved by Councillor Couros,
Seconded by Councillor Abrahamzadeh -

THAT COUNCIL

1. Notes the Declaration of the proposed Declared Area, Declared Period and Prescribed Works Period for the purpose of conducting the 2025 bp Adelaide Grand Final event, as contained in this report.
2. Authorises the Lord Mayor to write to the Chief Executive Officer of the South Australian Motor Sport Board on behalf of Council with its feedback to the consultation and provide the following feedback and advice:
 - 2.1. Request the South Australian Motor Sport Board to notify adjacent and affected residents and businesses of the 2025 event, regarding any impacts to the Park Lands and roads, including changes to the Declared Area and new programming elements likely to impact the local area.

- 2.2. Request that the State Government works with City of Adelaide and the Adelaide Economic Development Agency to support the visitor economy during the Thursday 27 November to Sunday 30 November 2025 event by:
 - 2.2.1. Promoting visitation to the city, with particular focus on Black Friday, 28 November 2025.
 - 2.2.2. Considers improvements to public transport into and out of the City during this time, particularly on Friday 28 November when extended trading hours are in place.
- 2.3 Request further exploration to increase access to the bikeways and pathways and further promote access considerations, during the Prescribed Works Period.
- 2.4 Seek any update on the development of a sustainability strategy to reduce the carbon emissions for the bp Adelaide Grand Final event.
- 2.5 Work collaboratively to pursue greening and tree canopy increase in Victoria Park/ Pakapakanthi (Park 16) in line with Council's draft Master Plan.
- 2.6 Ensure the use of or the reinstatement of permeable pathways.
- 2.7 Consider legacy infrastructure in keeping with the Victoria Park/ Pakapakanthi (Park 16) Master Plan and the Adelaide Park Lands Management Strategy (APLMS).
3. Notes Kadaltilla met on 26 June 2025 as part of the required consultation and will provide feedback to the State Government.
4. Acknowledging that the bp Adelaide Grand Final falls on Black Friday:
 - 4.1. Requests AEDA explore costed options to the total value of \$100,000 to implement a dedicated marketing campaign for maximum impact during the Black Friday shopping period to draw more people into the city, noting the concurrent bp Adelaide Grand Final event dates.
 - 4.2. Requests that \$50,000 is allocated to AEDA for the marketing of the City during the bp Adelaide Grand Final, as part of a Q1 2025/26 budget adjustment and matched funding is sought from the state government.

Discussion ensued, during which:

With the consent of the mover, the seconder and the meeting, Parts 1 and 4.2 of the motion were varied to read as follows:

'THAT COUNCIL

1. Notes the Declaration of the proposed Declared Area, Declared Period and Prescribed Works Period for the purpose of conducting the 2025 bp Adelaide Grand Final event, as contained in this report and request that the Board address and resolve the outstanding issues relating to Gate 4.
- 4.2. Requests that \$50,000 is considered as a priority for allocation to AEDA for the marketing of the City during the bp Adelaide Grand Final, as part of a Q1 2025/26 budget adjustment and matched funding is sought from the state government.'

The motion, as varied, was then put and carried unanimously

12.2 Recommendation 2 - Item 7.2 - Golden Wattle Park / Mirnu Wirra (Park 21 West) - Lease Consultation Findings and Community Building Design

Moved by Councillor Siebentritt,
Seconded by Deputy Lord Mayor, Councillor Martin -

THAT COUNCIL

1. Notes the findings of the public consultation on the draft 21-year Park Lands Community Lease Agreement between the City of Adelaide and the Adelaide Community Sports and Recreation Association for the community sports facilities at Golden Wattle Park / Mirnu Wirra (Park 21 West) as contained in Attachment A to Item 7.2 on the Agenda for the

meeting of the City Community Services and Culture Committee Authority held on 1 July 2025.

2. Notes the tracked changes to the draft 21-year Park Lands Community Lease Agreement between the City of Adelaide and the Adelaide Community Sports and Recreation Association as contained in Attachment B to Item 7.2 on the Agenda for the meeting of the City Community Services and Culture Committee Authority held on 1 July 2025.
3. Approves the 21-year Park Lands Community Lease Agreement between the City of Adelaide and the Adelaide Community Sports and Recreation Association for the community sports facilities at Golden Wattle Park / Mirnu Wirra (Park 21 West) as contained in Attachment C to Item 7.2 on the Agenda for the meeting of the City Community Services and Culture Committee Authority held on 1 July 2025, for the purpose of being placed before both Houses of Parliament.
4. Approves the Detailed Design of the Park Lands Community Building at Golden Wattle Park / Mirnu Wirra (Park 21 West) as contained in Attachment D to Item 7.2 on the Agenda for the meeting of the City Community Services and Culture Committee Authority held on 1 July 2025.

Discussion ensued

The motion was then put and carried unanimously

13 Recommendation of the City Planning, Development and Business Affairs Committee - 1 July 2025

13.1 Recommendation 1 - Item 7.1 - Sustainability Incentive Scheme - Operating Guidelines Review

Moved by Deputy Lord Mayor, Councillor Martin,
Seconded by Councillor Couros -

THAT COUNCIL:

1. Notes the environmental outcomes of the Sustainability Incentives Scheme for 2024/25 as outlined in Item 7.1 on the Agenda for the City Planning, Development and Business Affairs Committee held on 8 July 2025.
2. Notes amendments to the Sustainability Incentives Scheme Operating Guidelines as contained in Attachment A to Item 7.1 on the Agenda for the City Planning, Development and Business Affairs Committee held on 1 July 2025.
3. Notes the Chief Executive Officer, or delegate, will finalise the amended Sustainability Incentives Scheme Operating Guidelines as contained in Attachment A to Item 7.1 on the Agenda for the meeting of the City Planning, Development and Business Affairs Committee held on 1 July 2025 and review related documentation and terms and conditions publicly available on the City of Adelaide's website for consistency with the amendments to the Sustainability Incentive Scheme.

Carried unanimously

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

Nil

15 Lord Mayor's Reports

The Lord Mayor addressed the meeting on the following:

- South Australian NAIDOC Awards in the Adelaide Town Hall auditorium
- Unveiling of this year's NAIDOC in the Mall artwork
- Lord Mayor's NAIDOC Awards
- Pride Gala
- SA Architecture Awards, in the Queen's Theatre - City of Adelaide Prize for Design Excellence and the People's Choice Award, winner in both categories was the Chihuly in

the Botanic Gardens installation

- Civic Reception for Adelaide DJ Jim Slade
- Acknowledgement of the victims of the recent Texas flooding.

During the discussion, Councillor Couros left the Council Chamber at 6.53 pm and re-entered at 6.54 pm.

It was then –

Moved by Councillor Snape,
Seconded by Councillor Abrahamzadeh -

That the report be received and noted.

Carried

16 Councillors' Reports

Councillor Snape addressed the meeting regarding the Sunday 6 July rally in protest of the Festival Tower and State Government takeover of Park Lands organised by the Adelaide Park Lands Association and thanked Deputy Lord Mayor, Councillor Martin for his contribution.

It was then -

Moved by Councillor Siebentritt
Seconded by Deputy Lord Mayor, Councillor Martin –

That the report be received and noted.

Carried

17 Motions on Notice

17.1 Councillor Martin - MoN - New E-scooter and Personal Mobility Device Regulations

Moved by Councillor Martin,
Seconded by Councillor Snape -

That Council;

Noting that the State Government has announced new regulations governing the use of e-scooters and other personal mobility devices (PMDs), asks the Administration to request a briefing from the Department for Infrastructure and Transport and prepare a report on the permit conditions to be imposed by the City of Adelaide considering the changes to new regulations including to issue any new permits to e-scooter operators and complementary rules as are possible for users of both shared and privately owned e-scooters or PMDs. The report shall be presented to Council by the end of August, 2025 and include, but not be limited to, the following;

1. Proposals for transitioning e-scooters and personal mobility devices from footpaths to roads or bikeways
2. The circumstances under which e-scooters and personal mobility devices (such as privately owned and operated e-scooters) would be allowed to transition from footpaths to roads
3. A list of personal mobility devices, including disability scooters, that would be permitted to continue to use footpaths
4. Any potential exemptions to excluding e-scooters from riding on footpaths
5. The means by which geo-fencing could be introduced for all e-scooters permit holders to designated pick up and drop off zones and any recommendations to improve pedestrian access around locations such as traffic lights and other designated crossings, minimum footpath widths for geo-fencing sites etc
6. Details of a proposed licence term/s and a new fee structure to replicate the standard permit conditions fees in other cities, with clear identification of the circumstances that would constitute a breach of permit and descriptions of any penalties
7. Safety standards that could be enforced for e-scooter permit holders and details of the

extent to which safety measures could be requested of users of privately owned devices

8. A condition of use for all e-scooter permit holders to immediately report to Council any accident resulting in injury to enable Council to independently record such statistics
9. Time frames for implementation
10. Any other relevant issues.

Discussion ensued

The motion was then put and carried unanimously

18 Motions without Notice

18.1 Councillor Couros - MwN - Condolences Austin, Texas

Moved by Councillor Couros,
Seconded by Councillor Snape -

THAT COUNCIL:

Notes with particular sadness and regret, the reports of fatalities and casualties as a consequence of the recent flooding in the region of Council's Sister City Austin, Texas, and requests that the Lord Mayor write to the Mayor of Austin expressing Council's condolences.

Discussion ensued

The motion was then put and carried unanimously

19 Questions on Notice

19.1 Councillor Martin - QoN - Davis Vs The Corporation of The City of Adelaide

19.2 Councillor Snape - QoN - Park Lands

The Question and Replies having been distributed and published prior to the meeting were taken as read.

The replies for Items 19.1 and 19.2, are attached for reference at the end of the Minutes of the meeting.

20 Questions without Notice

Discussion ensued

21 Exclusion of the Public

Moved by Deputy Lord Mayor, Councillor Snape,
Seconded by Councillor Siebentritt -

THAT COUNCIL:

1. Having taken into account the relevant consideration contained in section 90(3) (a) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 8 July 2025 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 22.1 [Appointment of Member to the Brown Hill and Keswick Creeks Stormwater Board] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential information that must be considered in confidence in order to protect the personal affairs of nominees.

The disclosure of information in this report could reasonably implicate the nominees' reputations in the business community.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the Council dated 8 July 2025 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 22.1 [Appointment of Member to the Brown Hill and Keswick Creeks Stormwater Board] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in section 90(3) (a) of the Act.

Carried

Members of the public and corporation staff not involved with Item 22 the Council Chamber at 7.14 pm.

22 Confidential Reports for Council (Chief Executive Officer's Reports)

22.1 Appointment of Member to the Brown Hill and Keswick Creeks Stormwater Board [s 90(3) [(a)]

Closure

The meeting closed at 7.16 pm

Dr Jane Lomax-Smith
Lord Mayor

Date of confirmation:

Documents Attached:

Item 19.1 & 19.2 - Question on Notice Replies – Distributed Separately

Councillor Martin - QoN - Davis Vs The Corporation of The City of Adelaide

Tuesday, 8 July 2025
Council

Council Member
Councillor Phillip Martin

Public

Contact Officer:
Michael Sedgman, Chief Executive
Officer

QUESTION ON NOTICE

Councillor Phillip Martin will ask the following Question on Notice:

'Could the Administration advise;

1. On what basis Councillor Davis instituted legal action against the City, the CEO and the Lord Mayor?
2. Whether others were initially cited in the legal action?
3. What was judgement of the Supreme Court dated March 25, 2025?
4. The total legal and staff costs incurred by the City of Adelaide responding to Councillor Davis?
5. The estimated cost of Councillor Davis' legal actions to be met by the LGA Mutual Liability Scheme, and thus the ratepayers of South Australia?
6. Does the Administration have any information about whether the LGA Mutual Liability Scheme will be seeking to recover its costs from Councillor Davis?
7. What has been the cost to the City of Adelaide and its ratepayers of dealing with all other matters arising from litigation and/or complaints initiated by Councillor Davis?

REPLY

1. In response to question 1:
 - 1.1 Cr Davis commenced judicial review proceedings against five respondents alleging a decision to refer complaints made about Cr Davis to investigation was infected by error.
 - 1.2 Within his Originating Application for Review (the Application) Cr Davis relied on an asserted failure by the respondents to afford him procedural fairness, including on the basis the third respondent was in a position of conflict of interest, and that the decision to refer was unreasonable as the complaint was vexatious, frivolous and trivial.
2. In response to question 2:
 - 2.1 The Application listed the following five respondents:
 - 2.1.1 City of Adelaide Council
 - 2.1.2 Michael Sedgman
 - 2.1.3 Dr Jane Lomax-Smith

2.1.4 Felice D'Agostino

2.1.5 Person Unknown.

2.2 After commencing proceedings, Cr Davis discontinued his complaint against Ms D'Agostino of Norman Waterhouse. Ms D'Agostino had acted as the investigating officer on behalf of Council with respect to the initial complaint.

3. In response to question 3:

3.1 On 25 March 2025, the Court determined to summarily dismiss Cr Davis' application for judicial review.

3.2 The Court held that:

There is no reasonable basis for any grounds of review relied upon by the applicant.

4. In response to question 4:

4.1 Consequent on the referral of this action to the LGA Mutual Liability Scheme, Council's costs in this matter are limited to an excess of \$3,750.

4.2 The LGA Mutual Liability Scheme will invoice Council for the excess following resolution of the Order against Cr Davis.

5. In response to question 5:

5.1 An Order for Costs (the Order) was made by the Supreme Court on 7 May 2025.

5.2 The Order provided that:

The applicant is to pay the first to third respondents' costs on a standard costs basis, to be agreed or taxed.

6. In response to question 6:

6.1 The issue of costs is a matter between the LGA Mutual Liability Scheme's lawyers and Cr Davis.

7. In response to question 7:

7.1 As of 30 June 2025, the legal costs incurred by Council in relation to complaints initiated by Cr Davis total \$ 39,113 (excl GST).

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 15 hours.
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– END OF REPORT –

Councillor Snape - QoN - Park Lands

Tuesday, 8 July 2025
Council

Council Member
Councillor Keiran Snape

Public

Contact Officer:
Ilia Houridis, Director City Shaping

QUESTION ON NOTICE

Councillor Keiran Snape will ask the following Question on Notice:

1. What is the total hectares of Park Lands taken by the State Government in this current term of Office (including Park 1 and 27A)
2. Is the takeover of Possum Park and John E Brown Park the biggest park lands takeover by any State Government?

REPLY

Question 1 – What is the total hectares of park lands taken by the State government in this current term of Office (including Park 1 and 27A)

1. Advice is provided regarding changes to care, control and management of the Adelaide Park Lands during the current term of State Government.
2. The sitting State Government introduced the *North Adelaide Public Golf Course Bill 2025* (SA) (the Bill) into Parliament in June 2025, and the legislation passed both Houses with minor amendments and was gazetted on Thursday 3 July 2025.
 - 2.1. Under Section 16 of the Bill, provision for the vesting of the care and control of Adelaide Park Lands to the Minister for Planning (the Minister) in an estate in fee simple, includes:
 - 2.1.1. The North Adelaide Golf Course (known by Council as Possum Park / Pirltawardli (Park 1))
 - 2.1.2. The area known as John E Brown Park (Park 27A)
 - 2.1.3. Certain road reserve areas in the vicinity of the above areas (yet to be defined by the Minister)
 - 2.1.4. Ability for additional areas of land to be vested and determined by the Minister for Planning (yet to be determined by the Minister).
 - 2.2. The final area of land is yet to be determined by the Minister. The total area of Possum Park / Pirltawardli (Park 1) and John E Brown Park (Park 27A) equates to 93 hectares.
3. Similarly, the sitting State Government established the *New Women's and Children's Hospital 2022* (SA) to facilitate hospital development on an estimated 5.7 hectares of the Adelaide Park Lands (nWCH site).
 - 3.1. The State Government had care, control and management of approximately 2.85 hectares of the nWCH site and leased a further 2.85 hectares from the City of Adelaide.
 - 3.2. The State Government has promoted 3 hectares of land surrounding the nWCH site as being for publicly accessible Adelaide Park Lands under the care, control and management of the State Government at the conclusion of the build program of the nWCH, scheduled for 2030/31.

- 3.3. The net loss of Adelaide Park Lands under the care, control and management of the City of Adelaide associated with the nWCH is estimated at 2.85 hectares.
4. The Adelaide Aquatic Centre is being redeveloped by the State Government with support from the City of Adelaide through a 42-year lease agreement which was tabled in both Houses of Parliament, in accordance with the *Adelaide Park Lands Act 2005* (SA), on 6 March 2025 and is now in place.
5. The State Government expanded the Adelaide Botanic High School onto Frome Park / Nellie Raminyemmerin.
 - 5.1. The Adelaide Botanic High School resulted in 0.18 hectares of Adelaide Park Lands being vested to the care, control and management of the State Government.
 - 5.2. In return, the State Government vested 0.1891 hectares of Adelaide Park Lands at Helen Mayo Park to the care, control and management of the City of Adelaide.
 - 5.3. The net gain of Adelaide Park Lands under the care, control and management of the City of Adelaide associated with the Adelaide Botanic High School expansion is 91 square metres.
6. The total hectares of Adelaide Park Lands transferred to State Government care, control and management in their current term of Office is in the order of 96.04 hectares.
7. It should also be noted at the Council meeting on 13 August 2024, the CEO gave an Undertaking to:
 - 7.1. *Provide Council Members with information in relation to the reply to Item 18.1 – Councillor Martin – QoN – Loss or Gain of Park Lands, if between 2018-2022 the loss of park lands is 21,800 square metres and the return in only 2891 square metres?*
 - 7.2. There were no losses or gains in Adelaide Park Lands for the period between 2018 - 2022.

Question 2 – Is the takeover of Possum Park and John E Brown Park the biggest park lands takeover by any state government?

8. The *North Adelaide Public Golf Course Act 2025* (SA) is the largest transfer of care, control and management of the Adelaide Park Lands from the City of Adelaide to the State Government by recent State Governments.
9. The largest transfer of care, control and management of the Adelaide Park Lands occurred soon after their declaration in 1837, when 370 acres (150 ha) of Adelaide Park Lands were repurposed to Government Reserves.
 - 9.1. These reserves form the land held by the State Government along North Terrace and accommodate several public institutions such as the Art Gallery of South Australia and South Australian Museum.

Staff time in receiving and preparing this reply	To prepare this reply in response to the question on notice took approximately 5.5 hours.
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- END OF REPORT -