



# CONFIDENTIAL MINUTES

of

## CONFIDENTIAL SERVICES COMMITTEE MEETING

*Pursuant to the provisions of Section 84(1) of the  
Local Government Act 1999*

HELD IN

**COUNCIL CHAMBERS  
PLAYFORD CIVIC CENTRE  
10 PLAYFORD BOULEVARD, ELIZABETH**

ON

**TUESDAY, 15 OCTOBER 2019  
AT 7:00PM**

The meeting went into confidence at 9:08 pm.

### **1 ATTENDANCE RECORD**

#### **1.1 Present**

##### **PRESIDING MEMBER – CR ANDREW CRAIG**

|                        |                    |                     |
|------------------------|--------------------|---------------------|
| Mayor Glenn Docherty   | Cr Marilyn Baker   | Cr Veronica Gossink |
| Cr Shirley Halls       | Cr David Kerrison  | Cr Clint Marsh      |
| Cr Misty Norris        | Cr Peter Rentoulis | Cr Dennis Ryan      |
| Cr Gay Smallwood-Smith | Cr Katrina Stroet  | Cr Cathy-Jo Tame    |

##### Also in attendance for the meeting:

|   |                   |
|---|-------------------|
| Chief Executive Officer                               | Mr Sam Green      |
| Acting General Manager, Strategy and Corporate        | Ms Grace Pelle    |
| Acting General Manager, City Services                 | Mr Andrew Nesbitt |
| Acting General Manager, Strategic Projects and Assets | Mr Greg Pattinson |

|   |                     |
|---|---------------------|
| Acting Senior Manager, Governance                               | Ms Susie Reichstein |
| Acting Senior Manager, Corporate Services                       | Mr Mike Brunings    |
| Acting Senior Manager, Finance                                  | Ms Samantha Grieve  |
| Senior Manager, Customer Care, Libraries and Civic Venues       | Mr Gareth Dunne     |
| Senior Manager, Community Services                              | Ms Rachel Emmott    |
| Acting Senior Manager, Strategy and Policy                      | Mr Dale Welsh       |
| Senior Manager Capital Works and Assets                         | Mr Paul Alberton    |
| Acting Senior Manager Health, Environment & Regulatory Services | Mr Derek Langman    |
| Acting Senior Manager, Marketing Communications and the Arts    | Ms Lilly Bukva      |
| Manager Communications  | Ms Joanne Edwards   |
| Acting Manager Governance                                       | Ms Janine Harding   |
| Minute Taker  | Ms Joanne Cross     |

*Cr Marsh left the chamber at 9:08 pm*

*Cr Kerrison returned to the meeting at 9:09 pm*

*Cr Ryan returned to the meeting at 9:09 pm*

*Cr Marsh returned to the meeting at 9:10 pm*

*Mayor Docherty left the chamber at 9:10 pm*

**8.1 HORTEX LICENCE AGREEMENT**  
**Responsible Executive Manager : Grace Pelle**

**B. THE BUSINESS MATTER**

**COMMITTEE RESOLUTION**

**3775**

**Moved: Cr Baker**

**Seconded: Cr Smallwood-Smith**

**Pursuant to Regulation 21 of the Local Government (Procedures at Meetings) Regulations 2013, the CEO recommends that the Council revokes the resolution passed at the Council meeting of 25 June 2019, Resolution 3619, regarding changes to the Licence Agreement, the partnership agreement (Partnership Agreement) between the Council and Hortex and other licence arrangements at the VHC.**

**CARRIED**

**COMMITTEE RESOLUTION****3776****Moved:** Cr Rentoulis    **Seconded:** Cr Marsh**1. That the Council acknowledges its obligations under:**

- the Partnership Agreement (Attachment 1); and
- the Licence Agreement (Attachment 1).

**2. Staff to, by the end of February 2020, issue a Request for Expressions of Interest (REOI) for the period commencing on 1 July 2020, for the use of the VHC and new partnering arrangements for the advancement of the horticultural industry beyond June 2020.**

**3. Staff to provide a presentation to Council regarding Expressions of Interest received from the REOI and seek feedback from Council regarding which Expressions of Interest Council would like to progress into developing new partnership agreement(s) and new licence agreement(s) for the use of the VHC.**

**4. Staff to then negotiate new partnership agreement(s) and licence agreement(s) for the use of the VHC, based on Council feedback.**

**5. Staff to then provide a report to Council regarding proposed new partnership agreement(s) and new licence agreement(s) for the VHC for its consideration and endorsement.**

**CARRIED***Mayor Docherty returned to the meeting at 9:17 pm***C. PROCEDURAL DECISION - TO DECIDE HOW LONG ITEM 8.1 IS TO BE KEPT IN CONFIDENCE****COMMITTEE RESOLUTION****3777****Moved:** Cr Smallwood-Smith    **Seconded:** Cr Halls

**Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the Committee orders that the following aspects of Item 8.1 be kept confidential, with the exception of the third parties to allow the enactment of the resolution, in accordance with Committee's reasons to deal with this item in confidence pursuant to Section 90 (3) (h) of the Local Government Act 1999:**

- Report for Item 8.1
- Attachment(s) for Item 8.1
- Minutes for Item 8.1

**This order shall operate until a Licence Agreement for the use of the VHC and new partnering arrangements for the advancement of the horticultural industry beyond June 2020 have been established, or will be reviewed and determined as part of the annual review by Council in accordance with Section 91(9)(a) of the Local Government Act 1999, whichever comes first.**

**CARRIED***The meeting re-opened to the public at 9.18 pm**Cr Kerrison left the meeting at 9.19 pm*

*The meeting went into confidence at 9:19 pm*

*Cr Kerrison returned to the meeting at 9:20 pm*

## **8.2 REPURPOSING ASSETS**

### **B. THE BUSINESS MATTER**

**Outcome: The Services Committee was provided with an update on the repurposing of council assets.**

### **C. PROCEDURAL DECISION - TO DECIDE HOW LONG ITEM 8.2 IS TO BE KEPT IN CONFIDENCE**

#### **COMMITTEE RESOLUTION**

**3779**

**Moved: Mayor Docherty**

**Seconded: Cr Smallwood-Smith**

**Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the Committee orders that the following aspects of Item 8.2 be kept confidential in accordance with Committee's reasons to deal with this item in confidence pursuant to Section 90 (3) (b) of the Local Government Act 1999:**

**- Presentation for Item 8.2**

**This order shall operate until the next scheduled annual review of confidential items by Council at which time this order will be reviewed and determined in accordance with Section 91(9)(a) of the Local Government Act 1999.**

**CARRIED**

*The meeting re-opened to the public at 9:32 p.m.*