

The Minutes of the Ordinary Council Meeting held 26 April 2022 be confirmed as a true and accurate record of proceedings with the following addition:

- Cr Onuzans provided a verbal report on her attendance at the 2022 LGA Showcase and 2022 Ordinary General Meeting.



MINUTES

of

ORDINARY COUNCIL 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, 26 APRIL 2022
AT 7:00PM**

The meeting commenced at 7:03 pm.

1 ATTENDANCE RECORD

1.1 Present

MAYOR GLENN DOCHERTY – PRINCIPAL MEMBER

Cr Akram Arifi <i>via Zoom</i>	Cr Marilyn Baker	Cr Stephen Coppins
Cr Andrew Craig <i>via Zoom</i>	Cr Veronica Gossink	Cr Shirley Halls <i>from 7:11 pm</i>
Cr David Kerrison	Cr Clint Marsh	Cr Misty Norris
Cr Jane Onuzans	Cr Peter Rentoulis <i>via Zoom</i>	Cr Dennis Ryan
Cr Gay Smallwood-Smith	Cr Cathy-Jo Tame	

Also in attendance for the meeting:

Chief Executive Officer	Mr Sam Green
General Manager City Assets	Mr Simon Blom
General Manager City Services	Ms Tina Hudson
Acting General Manager Strategy and Corporate Executive Strategic Advisor	Mr Dale Welsh
Acting Senior Manager City & Corporate Planning	Mr Greg Pattinson <i>via Zoom</i>
Senior Manager - Financial Services	Mr Matt Dineen
Senior Manager Community Services	Ms Natalie Caon
Senior Manager Information, Technology & Governance	Ms Erin Findlay
Senior Manager Community Engagement & Experience	Ms Elena Casciano
Manager Marketing, Communications and Events	Ms Lilly Bukva
Manager Regulatory Services	Mr Craig Clarke
Strategic Financial Analyst	Mr Darren Hurst
	Ms Sam Grieve

Name: Cr Gay Smallwood-Smith

Conflict: Actual / Perceived

Item: 15.2 - 2022 Review of Confidential Orders

Description: I have a direct interest into an item in release of confidential item regarding a conflict of interest

Conflict Nature: a. Direct

b. Personal / Pecuniary

Addressing the Conflict:

Did the Council Member remain in the meeting? No

Did the Council Member remain in the meeting in order to maintain quorum? No

If yes, how did the Council Member deal with the conflict?

N/A

Outline any further steps the Council Member took to ensure transparency and accountability:

N/A

Voting

Did the Council Member vote on the matter? No

How did the Council Member vote on the matter? N/A

Name: Mayor Glenn Docherty

Conflict: Actual

Item: 15.2 - 2022 Review of Confidential Orders

Description: I am declaring an actual interest in item 15.2 as a matter is relevant to me which is listed in the attachments.

Conflict Nature: a. Direct

b. Personal

Addressing the Conflict:

Did the Council Member remain in the meeting? No

Did the Council Member remain in the meeting in order to maintain quorum? No

If yes, how did the Council Member deal with the conflict?

N/A

Outline any further steps the Council Member took to ensure transparency and accountability:

I declare the interest as Actual Interest, leave the meeting and not debate or vote on the item.

Voting

Did the Council Member vote on the matter? No

How did the Council Member vote on the matter?

N/A

4 MAYOR'S REPORT

The Mayor participated in the following activities:

- Northern Business Breakfast
- Playford International College – Governing Council Meeting
- Elizabeth Netball Association - Senior Grand Final and Presentation Night
- Council Meeting wrap-up video
- Four Parks Project - Mandeville Reserve
- Elizabeth Netball Association - Junior Grand Final and Presentation Night
- Four Parks Project - Willison-Goodman Reserve
- Munno Para Skate Park Event
- Four Parks Project - California Reserve
- Four Parks Project - Burdell Reserve
- Interview at Burdell Reserve
- Opening of Reflection Bench - Playford /suicide Prevention Network
- Para Districts Cricket Association - Junior Presentation night
- MAYORS CUP | South Adelaide v CDFC football match
- Corporate Governance Committee Meeting
- Everyday Money Skills Official Launch Event
- Civic Events Committee Meeting
- LGA Showcase
- Netball SA Board Meeting
- LGA Showcase
- LGA Ordinary General Meeting
- Bowls SA Prestige Medley - Playford Bowling Club
- Munno Para Little Athletics Centre – Presentation
- CDFC v West Adelaide football match
- Eyre Royals CC Senior Presentation night
- Trinity College Open Day, Blakeview & Gawler River campus
- Rehearsal for Anzac Day event
- CEO Review Committee Meeting
- Pinnacle College High Achievers Ceremony
- Bhutanese's event (Festival of light)
- Riverbanks College - Governing Council Meeting
- Strategy and Services Committee Meeting
- Playford International College Governing Council Meeting
- Information Session
- Introductory meeting | Melanie Schmidtke, Director, Northern Adelaide Health and Wellbeing Partnership & City of Playford
- Craigmore Community Market - Birthday celebrations (cake cutting)
- CDFC v Adelaide football match
- ANZAC Overnight Vigil final rehearsal
- Anzac Commemorations - Overnight Vigil
- Playford Anzac Dawn Service
- Meeting | Mayor Glenn Docherty & CEO St John SA, Mark Groote
- Northern Adelaide Partnership Steering Committee

Summary of Media Engagements

TV, Radio and Print engagements

- 23 March 2022 – The Bunyip – Multi-million expansion of Angle Vale Sports Community Centre completed
- 23 March 2022 – The Bunyip – Video, lasers to map roads and footpaths

- 23 March 2022 – Plains Producer – Goals kicked in completed sports centre
- 23 March 2022 – Plains Producer – Video and lasers to map roads and footpaths
- 23 March 2022 – Mirage News – Playford wins NGAA award
- 23 March 2022 – Inside Local Government – Playford wins NGAA award
- 30 March 2022 – The Bunyip – Women’s bowl event at Elizabeth
- 30 March 2022 – The Bunyip – Twin wins at NGAA awards
- 4 April 2022 – Two Wells Echo – Goals kicked in completed sports centre
- 6 April 2022 – The Bunyip – Four parks unveiled
- 6 April 2022 – The Bunyip – New park for Munno Para West
- 6 April 2022 – ABC TV news – Course to teach money skills to people with disability
- 6 April 2022 – ABC radio news (multiple items) - Course to teach money skills to people with disability
- 10 April 2022 – Daily Telegraph online – Course to teach money skills to people with disability
- 10 April 2022 – Geelong Advertiser online - Course to teach money skills to people with disability
- 11 April 2022 – The Advertiser print edition – Course to teach money skills to people with disability
- 11 April 2022 – The Courier Mail online - Course to teach money skills to people with disability
- 12 April 2022 – The Advertiser/AdelaideNow - Whispering Wall flood risk kept quiet for years
- 13 April 2022 – The Bunyip – Concerns over tree canopy plan
- 20 April 2022 – Glam Adelaide – Local youth lead Playford Anzac commemorations
- 21 April 2022 – The Bunyip – Financial education site for disabled
- 21 April 2022 – The Bunyip – Overnight vigil, local youth salute

Press releases/Council stories

- 22 March 2022 – Playford wins at National Growth Areas Alliance awards
- 28 March 2022 – Opening of \$2.5 million park upgrades
- 28 March 2022 – New park for Munno Para West
- 6 April 2022 – New initiative to teach money skills to people with intellectual disabilities
- 14 April 2022 – Local youth to lead Anzac Eve Youth Vigil

5 REPORTS OF REPRESENTATIVES OF COUNCIL ON OTHER ORGANISATIONS

Nil

6 REPORTS BY COUNCILLORS

Cr Stephen Coppins

- ANZAC Overnight Vigil Opening Ceremony, Smithfield Memorial Park
- ANZAC Dawn Service, Smithfield Memorial Park

Cr Veronica Gossink

- ANZAC Overnight Vigil Opening Ceremony, Smithfield Memorial Park
- ANZAC Dawn Service, One Tree Hill
- 2022 LGA Showcase & Ordinary General Meeting

Cr Clint Marsh

- AVSACA Sports Committee meeting with Deputy Mayor Peter Rentoulis
- Munno Para Little Athletics Centre presentation and AGM with Labor Candidate for Spence, Matt Burnell

- Angle Vale Soccer and Football engagement with Labor Candidate for Spence, Matt Burnell and Deputy Mayor Peter Rentoulis
- Hopestreet SA engagement
- Craigmore Community Market 1st Birthday with Cr Misty Norris and Cr Marilyn Baker

Cr Misty Norris

- One Tree Hill Country Markets
- Blakes Crossing Markets
- Craigmore Community 1st Birthday Markets
- Anzac Overnight Vigil, Smithfield Memorial Gardens
- Anzac Day Dawn Service at One Tree Hill Institute
- Anzac Day Elizabeth RSL
- Anzac Day Smithfield Memorial Gardens
- Central Districts Vs West Adelaide at Elizabeth Oval
- California Reserve, Craigmore Opening 'Paddington' Cinema Event
- Craigmore Cricket Club End of Season Presentation
- Elizabeth Netball Association Grand Final Games, Argana Park

Cr Jane Onuzans

- Playford Suicide Prevention Network, unveiling of the Bench for Reflection
- 2022 LGA Annual Best Practice Showcase
- 2022 LGA Ordinary General Meeting
- Draft Stormwater Management Plans Public Consultation
- ANZAC Overnight Vigil Opening Ceremony, Smithfield Memorial Park
- ANZAC Dawn Service, Smithfield Memorial Park
- Meeting regarding Newton Boulevard, Light Electorate Office

Cr Halls entered the meeting at 7:11 pm

Cr Dennis Ryan

- Thank you to the Hon Zoe Bettison MP, Member for Ramsay, for the allocation of \$1.5M funding towards a traffic solution at the Haydown Road & John Rice Avenue intersection

Cr Gay Smallwood-Smith

- Shedley Theatre production of Les Miserables
- Attended Lyell McEwin Hospital with The Avengers, Variety Club Bash members to donate 60 doz hot donuts
- Resident meeting with Senior Manager City Operations to discuss stormwater issues
- Mandeville Reserve Playground Launch
- Everyday Money Skills Launch, John McVeity Centre
- Final Civic Events Committee Meeting
- Thank You Event for Patriots Women's Team, Playford Women's Shed
- ANZAC Overnight Vigil Opening Ceremony, Smithfield Memorial Park
- ANZAC Dawn Service, Smithfield Memorial Park
- Meeting regarding Newton Boulevard, Light Electorate Office

Cr Katrina Stroet

- ANZAC Overnight Vigil Opening Ceremony, Smithfield Memorial Park
- ANZAC Dawn Service, Smithfield Memorial Park
- CDFC vs Adelaide Football Match
- Final Civic Events Committee Meeting

Cr Cathy-Jo Tame

- ANZAC Overnight Vigil Opening Ceremony, Smithfield Memorial Park
- ANZAC Dawn Service, Smithfield Memorial Park

- Everyday Money Skills Launch, John McVeity Centre
- Craigmore Community Market 1st Birthday with Cr Misty Norris and Cr Marilyn Baker

7 REPORTS OF REPRESENTATIVES (CONFERENCES & TRAINING PROGRAMS)

Mayor Docherty provided a verbal update of his attendance at the 2022 LGA Showcase & Ordinary General Meeting.

8 QUESTIONS WITHOUT NOTICE

8.1 ULEY ROAD CEMETERY (Cr Misty Norris)

QUESTION: Who is responsible for the maintenance of the Uley Road Cemetery?

ANSWER: Mr Blom took the question on notice.

8.2 WALKING PATH (Cr Jane Onuzans)

QUESTION: Are there any plans to upgrade the walking path from The Precinct to John McVeity Centre?

ANSWER: Ms Hudson advised that there are no plans to upgrade the walking path in the 4 Year Delivery Plan but will give consideration to the safety issues identified.

8.3 VIRGINIA MAIN STREET (Cr Peter Rentoulis)

QUESTION: 1. Has council selected a preferred proponent to complete the works in relation to the Virginia Main Street upgrade? If so, which company is it?
2. When will works commence and what is the order of those works?
3. Will council be contacting all the local businesses ahead of time to advise them of the following:
a. The works that are going to be completed;
b. The disruptions that will be caused to local business; and
c. What council will do to minimise and mitigate against this disruption?

ANSWER: Mr Blom provided the following responses to the questions raised:

1. Staff are currently preparing the purchase recommendation to proceed with the appointing of the preferred tenderer. Given that this process is ongoing it would be a breach of confidentiality to provide details however it is expected that this information will be able to be made public in approximately 2-3 weeks.
2. Works will commence as soon as possible following the signing of the contract Likely in mid may. Site establishment and service locating will occur first. This will cause some minor disruption across the entirety of the site throughout the process which should be completed within 1 week. Following the service locating, works are expected to commence in institute park and on the northern end of the street near the oval entrance and move progressively south in sections. Works will only be undertaken on one side of the road at a time to allow for foot and vehicle traffic.

3(a). The contractor, in conjunction with Council, will make contact with

businesses to discuss the works and the dates.

3(b). Individual discussions will occur with business owners/operators to discuss the disruptions and understand their requirements for access (opening times, deliveries etc.)

3(c). Mitigations strategies will be discussed during the initial conversations and revisited as works approach the business in question.

More broadly, the preferred tenderer has significant experience in delivering these types of projects and has a track record of undertaking highly disruptive projects with minimal community angst and zero claims for lost business. Furthermore, the company has a dedicated communications officer with Local Government experience allocated, in part, to this project in order to provide communication and updates throughout the entirety of the works.

COUNCIL RESOLUTION**4962****Moved:** Cr Rentoulis**Seconded:** Cr Onuzans**That the questions without notice from:**

- Cr Norris
- Cr Onuzans
- Cr Rentoulis

and the accompanying responses be recorded in the minutes.**CARRIED****9 QUESTIONS ON NOTICE**

Nil

10 PETITIONS

Nil

11 DEPUTATION / REPRESENTATIONS

Nil

12 MOTIONS WITHOUT NOTICE**COUNCIL RESOLUTION****4963****Moved:** Cr Kerrison**Seconded:** Cr Marsh**That the Mayor and CEO write to the appropriate authorities to manage and control Bathurst Burr within the City of Playford****CARRIED**

COUNCIL RESOLUTION

4964

Moved: Cr Kerrison**Seconded:** Cr Norris

That the Mayor and CEO write to the Minister for Infrastructure and Transport, the Hon Tom Koutsantonis MP, requesting a further safety review of the Yorktown and Black Top Roads intersection

CARRIED**COUNCIL RESOLUTION**

4965

Moved: Cr Kerrison**Seconded:** Cr Halls

That the Mayor and CEO write to the Minister for Infrastructure and Transport, the Hon Tom Koutsantonis MP, to review the residents requests to improve safety and implement a speed limit reduction from 100kph to 80kph on Humbug Scrub Road.

CARRIED**COUNCIL RESOLUTION**

4966

Moved: Cr Rentoulis**Seconded:** Cr Marsh

Could the Mayor write to the new Minister for Transport seeking a road safety improvement investigation for the intersection of Port Wakefield Road and Old Port Wakefield Road. The investigations is to:

1. Focus on improving safety for motorists merging onto Port Wakefield Road (acknowledging the Virginia Road Infrastructure Deed includes the installation of an acceleration lane from Old Port Wakefield Road onto Port Wakefield Road (southbound), and
2. Improving sight lines which are impacted by the existing vegetation along the median strip.

CARRIED**13 MOTIONS ON NOTICE****13.1 MOTION ON NOTICE - BUS STOPS**

Cr Marsh withdrew the Motion on Notice – Bus Stops

13.2 MOTION ON NOTICE - POLICE PATROLS**COUNCIL RESOLUTION**

4967

Moved: Cr Marsh**Seconded:** Cr Tame

Can the Mayor advocate by writing to Minister Joe Szakacs (Emergency Services Minister) about the need for increased Police presence (patrols) in the Eyre Estate.

CARRIED

14 COMMITTEE REPORTS**Chief Executive Officer Review Committee**

Nil

Civic Events Committee

Nil

Corporate Governance Committee*Matters which cannot be delegated to a Committee or Staff***14.1 FEES AND CHARGES POLICY AND PROCEDURE REVIEW**

Responsible Executive Manager: Dale Welsh

COUNCIL RESOLUTION**4968**

Moved: Cr Baker

Seconded: Cr Onuzans

Council endorse the proposed Fees and Charges Policy (Attachment 1) and Fees and Charges Procedure (Attachment 2), noting that the next review is due in three years.

The Procedure is updated to include a guideline as to when a no charge pricing methodology could or should be applied.

CARRIED**Policy Review Committee**

Nil

Strategy and Services Committee*Matters which cannot be delegated to a Committee or Staff***14.2 FEES AND CHARGES 2022-23**

Responsible Executive Manager: Dale Welsh

COUNCIL RESOLUTION**4969**

Moved: Cr Ryan

Seconded: Cr Smallwood-Smith

In accordance with Section 188 of the *Local Government Act 1999*, Council adopts the schedule of Council-approved fees and charges for 2022-23 (Attachment 1).

CARRIED

14.3 GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY – DRAFT BUSINESS PLAN AND BUDGET 2022/23
Responsible Executive Manager: Dale Welsh

COUNCIL RESOLUTION

4970

Moved: Cr Onuzans **Seconded:** Cr Marsh

That Council endorse the Draft 2022-23 Gawler River Floodplain Management Authority Business Plan and Budget (Attachments 1 and 2).

CARRIED

14.4 RESPONSE TO MOTION: ADDITIONAL HARD WASTE SERVICE

Responsible Executive Manager: Tina Hudson

COUNCIL RESOLUTION

4971

Moved: Cr Marsh **Seconded:** Cr Halls

1. Council does not introduce a user pays third hard waste pick up service at this time.
2. Council promote that residents are able to dispose of additional material by taking it to a Resource Recovery Centre and pay the gate fees.
3. Council considers a user pays third waste pick up service in relation to any future waste contract negotiations.

CARRIED

Matters which can be delegated to a Committee or Staff but the Council has decided not to delegate them

14.5 COMMUNITY DEVELOPMENT AND EVENT GRANT - 2021/22 ROUND 2

Responsible Executive Manager: Tina Hudson

COUNCIL RESOLUTION

4972

Moved: Cr Smallwood-Smith Seconded: Cr Marsh

Council approve the provision of funding for Round 2 of the 2021/22 Community Development and Event Grant applications as follows and include an additional condition that activities provided with the funding are to follow all government-directed Covid-19 directions and guidelines while administering their project, program or event:

Applicant	Amount Requested	Amount Recommended
Recommended for funding:		
Burundian Women's Association	\$5,000	\$5,000
City of Elizabeth Pipe Band	\$5,000	\$5,000
Cos We Care	\$5,000	\$5,000
Midway Road Community House	\$4,800	\$4,800
Munno Para Little Athletics	\$4,400	\$2,400
One Tree Hill Scout Group	\$5,000	\$5,000
Playford Aquatic Club	\$2,000	\$2,000
Playford Athletic Centre	\$4,000	\$4,000
Playford City Band	\$5,000	\$5,000
Playford Men's Shed	\$3,375	\$3,375
Project Ladies Business	\$5,000	\$5,000
Not recommended for funding:		
Caribbean Association of SA – CaribSA	\$5,000	NIL
Golgotha Pentecostal Church Inc	\$5,000	NIL
Heart and Soul Group	\$5,000	NIL
Northern Communities@Work Inc	\$5,000	NIL
Reclink Australia	\$5,000	NIL
The Association of the Burundian Community SA	\$5,000	NIL
	\$78,575	\$46,575

CARRIED

*Matters for Information***14.6 RESPONSE TO TREE PLANTING PETITION - HOLYOAKE COURT HILLBANK - COUNCIL RESOLUTION 4758**
Responsible Executive Manager: Simon Blom**COUNCIL RESOLUTION****4973****Moved:** Cr Kerrison**Seconded:** Cr Halls

That a decision on Item 14.6 be deferred to the 24th May 2022 Ordinary Council Meeting.

CARRIED**15 STAFF REPORTS***Matters which cannot be delegated to a Committee or Staff***15.1 DRAFT 2022/23 ANNUAL BUSINESS PLAN & BUDGET AND LONG TERM FINANCIAL PLAN FOR PUBLIC CONSULTATION**
Responsible Executive Manager: Dale Welsh**COUNCIL RESOLUTION****4974****Moved:** Cr Baker**Seconded:** Cr Smallwood-Smith

1. Council endorses the draft 2022/23 Annual Business Plan and Budget (Attachment 1) and draft 2022/23 Long Term Financial Plan (Attachment 2) for public consultation from 2 May to 29 May 2022.
2. Council approves the CEO to make amendments to the draft Plans prior to public consultation, that are minor in nature and do not adjust the overall intent of the Draft Plans.

CARRIED**15.2 2022 REVIEW OF CONFIDENTIAL ORDERS**
Responsible Executive Manager: Dale Welsh

With leave of the meeting sought and granted, Mayor Docherty appointed Cr Marsh to Chair item 15.2.

Mayor Docherty left the meeting room at 7:53 pm in response to his declared conflict of interest.

Cr Baker left the meeting room at 7:53 pm in response to her declared conflict of interest.

Cr Smallwood-Smith left the meeting room at 7:53 pm in response to her declared conflict of interest.

Cr Marsh assumed the Chair.

COUNCIL RESOLUTION**4975****Moved:** Cr Ryan**Seconded:** Cr Onuzans

1. Confidential orders outlined within Orders to be retained (Attachment 1) are maintained in accordance with section 91(7) and (9) of the *Local Government Act 1999* until reviewed and determined at the next scheduled review of confidential orders.
2. Confidential orders outlined within Orders to be revoked (Attachment 2) are revoked and the relevant meeting documents made available to the public.

CARRIED*Cr Marsh vacated the Chair.**Mayor Docherty returned to the meeting room at 7:54 pm and resumed the Chair.**Cr Baker returned to the meeting room at 7:55 pm.**Cr Smallwood-Smith returned to the meeting room at 7:55 pm.**Matters for Information***15.3 BUDGET UPDATE REPORT****Responsible Executive Manager:** Dale Welsh**COUNCIL RESOLUTION****4976****Moved:** Cr Marsh**Seconded:** Cr Halls**Council notes the Budget Update report for the period ending 31 March 2022.****CARRIED****16 INFORMAL DISCUSSION**

Nil

17 CONFIDENTIAL MATTERS**17.1 CBD DEVELOPMENT STRATEGY**

Responsible Executive Manager: Simon Blom

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE**COUNCIL RESOLUTION****4977**

Moved: Cr Baker Seconded: Cr Halls

Pursuant to Section 90(2) of the *Local Government Act 1999* an order is made that the public be excluded from attendance at the meeting, with the exception of:

- Chief Executive Officer;
- General Manager Strategy and Corporate;
- General Manager City Services;
- General Manager City Assets;
- Executive Strategic Advisor;
- Senior Manager Financial Services;
- Senior Manager City and Corporate Planning;
- Senior Manager Community Engagement and Experience;
- Manager Marketing, Communications and Events;
- Program Manager – Repurposing Assets
- Land Development Officer Repurposing Assets
- Representative from Norman Waterhouse Lawyers;
- Governance Support Officer;
- Minute Taker;
- ICT Support

In order to consider in confidence agenda item 17.1 under Section 90(3)(d) of the *Local Government Act 1999* on the basis that:

(d) commercial information of a confidential nature (not being a trade secret) the disclosure of which –

- i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
- ii) would, on balance, be contrary to the public interest.

This matter is Confidential because the proponents have provided information on a confidential basis to Council and the detailed commercial information would be considered to be of detriment to Council's position should the information be made public.

On the basis of this information, the principle that meetings should be conducted in a place open to the public has been outweighed in this instance; Council consider it necessary to consider this matter in confidence.

CARRIED

The meeting went into confidence at 7:56 pm.

C. PROCEDURAL DECISION - COUNCIL TO DECIDE HOW LONG ITEM 17.1 IS TO BE KEPT IN CONFIDENCE**COUNCIL RESOLUTION****4979****Moved: Cr Onuzans Seconded: Cr Baker**

Pursuant to Section 91(7) of the *Local Government Act 1999*, the Council orders that the following aspects of Item 17.1 be kept confidential in accordance with Council's reasons to deal with this item in confidence pursuant to Section 90(3)(d) of the *Local Government Act 1999*:

- Report for Item 17.1
- Attachment A - Direct Negotiations & Select Tender Evaluation
- Attachment B - Pelligra Proposal Lots 5,6 &8
- Attachment C - Pelligra Proposal Lot 12
- Attachment D - Accord Proposal
- Attachment E - Pelligra Evaluation & Probity Plan
- Attachment F - Emmett Evaluation & Probity Plan
- Attachment G - Accord Evaluation & Probity Plan
- Attachment H - Select Tender Evaluation and & Probity Plan
- Attachment I - Buildtec/Catcorp Proposal
- Attachment J - Urban Design Comments
- Part 1 and 2 of the Minutes for Item 17.1

This order shall operate until further order 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.

Pursuant to Section 91(7) of the *Local Government Act 1999*, the Council orders that Part 3 of the Minutes of Item 17.1 be kept confidential in accordance with Council's reasons to deal with this item in confidence pursuant to Section 90(3)(d) of the *Local Government Act 1999*.

Part 3 of the Minutes of Item 17.1 shall remain confidential until formal notification is provided to proponents of the status of their Expression of Interest and confirmation of the proponents ongoing interest in delivering the vision for the 'Central Project'. The CEO will advise the Council when Part 3 of the Minutes is to be released.

CARRIED

The meeting re-opened to the public at 8:36 pm.

17.2 HOTEL DEVELOPMENT STRATEGY

Responsible Executive Manager: Simon Blom

Cr Coppins left the meeting room at 8:38 pm.

Cr Coppins returned to the meeting room at 8:40 pm.

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE

COUNCIL RESOLUTION

4980

Moved: Cr Baker **Seconded:** Cr Onuzans

Pursuant to Section 90(2) of the *Local Government Act 1999* an order is made that the public be excluded from attendance at the meeting, with the exception of:

- Chief Executive Officer;
- General Manager Strategy and Corporate;
- General Manager City Services;
- General Manager City Assets;
- Executive Strategic Advisor;
- Senior Manager Financial Services;
- Senior Manager City and Corporate Planning;
- Senior Manager Community Engagement and Experience;
- Manager Marketing, Communications and Events;
- Governance Support Officer;
- Minute Taker;
- Representatives from Norman Waterhouse Lawyers;
- ICT Support

in order to consider in confidence agenda item 17.2 under Sections 90(3)(b)(h) of the *Local Government Act 1999* on the basis that:

- (b) information the disclosure of which –
 - i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - ii) would, on balance, be contrary to the public interest; and
- (h) legal advice.

This matter is Confidential because the information provided is commercial in confidence.

On the basis of this information, the principle that meetings should be conducted in a place open to the public has been outweighed in this instance; Council consider it necessary to consider this matter in confidence.

CARRIED

The meeting went into confidence at 8:40 pm.

C. PROCEDURAL DECISION - COUNCIL TO DECIDE HOW LONG ITEM 17.2 IS TO BE KEPT IN CONFIDENCE**COUNCIL RESOLUTION****4982****Moved: Cr Onuzans Seconded: Cr Tame**

Pursuant to Section 91(7) of the *Local Government Act 1999*, the Council orders that the following aspects of Item 17.2 be kept confidential in accordance with Council's reasons to deal with this item in confidence pursuant to Sections 90(3)(b)(h) of the *Local Government Act 1999*:

- Report for Item 17.2
- Minutes for Item 17.2

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 9:00 pm.

18 CLOSURE

The meeting closed at 9:01 pm.