



**Minutes of the City of Unley
Council Meeting
Monday, 27 May 2024, 7.00pm
Council Chambers
181 Unley Road Unley**

PRESENT

<i>Presiding Member</i>	<i>Mayor</i>	M Hewitson
	<i>Deputy Mayor</i>	M Broniecki
<i>Councillors</i>	C Crabbe	L Doyle
	S Finos	J Gaffey
	G Hart	P Hughes
	D Palmer	M Rabbitt
	R Rogers	J Russo

OFFICERS PRESENT

Chief Executive Officer, Mr P Tsokas
General Manager City Services, Ms M Berghuis
Manager Finance and Procurement, Mr A Brown
Manager City Design, Mr B Willsmore
Manager Governance, Mr M Labaz
Principal Governance & Policy Officer, Ms D Edwards
Manager Community Connections, Ms B O'Brien
Manager Assets and Operations, Mr A Wood
Transport Lead, Ms T Bacic
Climate & Sustainability Lead, Ms D Salvi

ACKNOWLEDGEMENT

The Presiding Member opened the meeting with the Kaurna Acknowledgement.

PRAYER AND SERVICE ACKNOWLEDGEMENT

Members stood in silence in memory of those who had made the Supreme Sacrifice in the service of their country, at sea, on land and in the air.

WELCOME

The Presiding Member welcomed Members of the Council, Senior Staff, Media and members of the gallery to the 27 May 2024, meeting of the Unley City Council.

1. ADMINISTRATIVE MATTERS

1.1 APOLOGIES

J Bonham

1.2 LEAVE OF ABSENCE

Nil

1.3 CONFLICT OF INTEREST

Nil

1.4 MINUTES

ITEM 1.4.1

MINUTES OF THE ORDINARY COUNCIL MEETING HELD MONDAY, 22 APRIL 2024

MOVED Councillor D Palmer

SECONDED Councillor C Crabbe

That:

1. The minutes of the Ordinary Council held on Monday, 22 April 2024 be taken as read and signed as a correct record.

CARRIED UNANIMOUSLY

Resolution No. C1262/24

1.5 DEFERRED / ADJORNED ITEMS

Nil

2. PETITIONS/DEPUTATIONS

ITEM 2.1

DEPUTATION RE: PETITION OF RESIDENTS OF GURR STREET, GOODWOOD RE: STREET TREES IN GURR STREET

1. Lauren Wierenga, Goodwood
Re: Petition presented at item 2.1, Petition Re: Street Trees in Gurr Street

ITEM 2.2

PETITION OF RESIDENTS OF GURR STREET, GOODWOOD RE: STREET TREES IN GURR STREET

PRINCIPAL PETITIONER: LAUREN WIERENGA & HELEN SCHULZ

NUMBER OF SIGNATORIES: 29

NATURE OF PETITION: Replace inappropriate street trees in Gurr Street, Goodwood over the next two-four years. Some street trees may require more urgent attention for timely replacement.

We have formally written to Council CEO, Mr Peter Tsokas, regarding our aging and inappropriate street trees and have met with Claude Malak and Aaron Wood to discuss ongoing safety hazards and issues experienced by an overwhelming majority of residents and visitors to Gurr Street, Goodwood.

Please refer to copy of our letter lodged with Mr Tsokas' team on 26/03/2024, along with our resident petition.

MOVED Councillor C Crabbe
SECONDED Councillor J Gaffey

1. **RECOMMENDATION**

That:

1. The petition be received.
2. The principal petitioner be notified that no further action be taken as per current Council policy.

CARRIED UNANIMOUSLY

Resolution No. C1263/24

3. **REPORTS OF COMMITTEES**

ITEM 3.1

MINUTES OF AUDIT AND RISK COMMITTEE

MOVED Councillor M Broniecki
SECONDED Councillor J Gaffey

That:

1. The minutes of the Audit and Risk Committee meeting held on Tuesday 14 May 2024, be received and the following recommendations contained therein be adopted by Council:

(a) Item 2.1 - Policy and Procedure Framework Review Update

MOVED Councillor M Broniecki
SECONDED Independent Member A Martin

This report provides the Audit and Risk Committee (Committee) with an update on the recent review of Council's Policy and Procedure Framework (Framework) for their information.

Moving forward, a six-monthly information report will be presented to the Committee to provide an update on the status of the policies and procedures within the organisation.

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. AC0009/24

(b) Item 2.2 - Draft 2024-25 Annual Business Plan & Budget

MOVED Independent Member A Martin

SECONDED Independent Member P Lee

The *Local Government Act 1999* (the Act) requires Council to consult with the community prior to adopting the annual budget. Specifically, the Act requires Council to develop a Draft Annual Business Plan and Budget and to follow a process of community consultation.

The Draft 2024-25 Annual Business Plan and Budget (Draft ABP&B) was approved by Council at its Meeting held on 22 April 2024 for the purpose of community consultation.

This report presents the Draft ABP&B for the Audit and Risk Committee's feedback as part of the consultation process. Comments received from the Audit and Risk Committee will be presented to Council for consideration at the Budget Workshop to be held prior to the adoption of the ABP&B.

That:

1. The report be received.
2. The Draft 2024-25 Annual Business Plan and Budget, approved for consultation purposes and as set out in Attachment 1 to this report (Item 2.2, Audit and Risk Committee Meeting 14/05/2024) be noted.
3. The below comments of the Audit and Risk Committee relating to the Draft 2024-25 Annual Business Plan and Budget be presented to Council for consideration at the Budget Workshop to be held prior to the adoption of the Annual Business Plan and Budget in June.
 - Council may choose to give consideration to the 2024 Adelaide March Quarter CPI of 4.3% and the potential increase of costs not previously considered, before finalising its Draft 2024-25 Annual Business Plan and Budget for adoption in June 2024.
 - The key financial indicators within the Draft 2024-25 Annual Business Plan and Budget illustrate that Council maintains its long-term financial sustainability.
 - The forecast Net Financial Liabilities Ratio of 12%, compared to the target of less than 80%, indicates that Council has the financial capacity to consider future renewal projects and any unforeseen expenditure.

CARRIED UNANIMOUSLY

Resolution No. AC0010/24

(c) Item 2.3 - Risk Management Policy and Framework

MOVED Councillor J Gaffey
SECONDED Independent Member A Martin

The Policy outlines the City of Unley's approach towards risk management and is intended to enable an integrated approach to risk management. The proposed policy incorporates the necessary internal controls to meet the requirements of section 125 of the *Local Government Act 1999* (the Act).

The revised Risk Management Framework includes greater consideration of the Council's risk appetite with the risk appetite statements for each risk category. The risk consequence matrix and the risk assessment matrix have also been revised to assist users in assessing risks.

That:

1. The report be received.
2. The Risk Management Policy as set out in Attachment 2 to this report (Item 2.3, Audit and Risk Committee Meeting 14/05/2024) be recommended for Council endorsement.
3. The CEO be authorised to make minor editorial and formatting changes as required to the Risk Management Policy to finalise the document.

CARRIED UNANIMOUSLY

Resolution No. AC0011/24

(d) Item 2.5 - Internal Financial Controls - Self Assessment 2024

MOVED Councillor M Broniecki
SECONDED Independent Member P Lee

This report presents the results of the Internal Financial Controls self-assessment undertaken in February to April 2024.

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. AC0013/24

- (e) Item 2.6 - Internal Audit: Progress on Agreed Management Actions (May 2024)

MOVED Independent Member P Lee
SECONDED Councillor J Gaffey

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. AC0014/24

- (f) Item 2.7 - Fraud and Corruption Prevention Policy (May 2024)

MOVED Independent Member P Lee
SECONDED Independent Member A Martin

That:

1. The report be received.
2. The Fraud and Corruption Prevention Policy as set out in Attachment 1 to this report (Item 2.7, Audit and Risk Committee Meeting 14/05/2024) be recommended to Council for endorsement.

CARRIED UNANIMOUSLY

Resolution No. AC0015/24

CARRIED UNANIMOUSLY

Resolution No. C1264/24

4. REPORTS OF OFFICERS

ITEM 4.1

KING WILLIAM ROAD BIKEWAY (MIKE TURTUR BIKEWAY / GREENHILL ROAD) DETAILED DESIGN OUTCOMES

MOVED Councillor M Broniecki

SECONDED Councillor J Russo

That:

1. The report be received.
2. The detailed design for King William Road Bikeway (Mike Turtur Bikeway/Greenhill Road), as set out in Attachment 2 to this report (Item 4.1, Council Meeting, 27/5/2024) be endorsed for construction.
3. The Administration seek State and/or Federal government grant funding opportunities, to facilitate the delivery of the project, in alignment with Council's Walking & Cycling Plan 2022-2027.
4. In the event Council is successful in receiving grant funding, the Chief Executive Officer be authorised to award a contract for the purpose of construction works to deliver this project, subject to Council's required procurement tender processes being followed.

CARRIED UNANIMOUSLY

Resolution No. C1265/24

ITEM 4.2

DRAFT COMMUNITY LAND MANAGEMENT PLANS FOR COMMUNITY CONSULTATION

MOVED Councillor M Rabbitt

SECONDED Councillor M Broniecki

That:

1. The report be received.
2. The following draft Community Land Management Plans be endorsed for the purpose of undertaking community consultation as set out in the following attachments to this report (Item 4.2, Council Meeting 27/05/2024):
 - a. Parks and Gardens (Attachment 1)
 - b. Sport and Recreation (Attachment 2)
 - c. Linear Parks (Attachment 3)
 - d. Community Facilities (Attachment 4)
 - e. Operational and Other Community Land (Attachment 5)
3. The Chief Executive Officer be authorised to make minor editorial or formatting amendments as required to any of the Plans in order to finalise the documents to undertake community consultation.

CARRIED UNANIMOUSLY

Resolution No. C1266/24

ITEM 4.3

COMMUNITY GRANTS - ROUND 2 - MARCH 2024

MOVED Councillor G Hart

SECONDED Councillor P Hughes

That:

1. The report be received.
2. Funding of \$30,860 be awarded under Round 2 of the 2023/24 financial year for the Community Grants Program as follows:
 - \$4,000 to Annesley Junior School to establish an intergenerational and wellbeing farm.
 - \$4,000 to the Greek Women's Society for senior Greek women's fitness and wellness program.
 - \$4,000 to Millswood Bowling Group for new sporting equipment.
 - \$3,990 to Clarence Park Community Centre for the purchase of resources to increase support for children with additional needs.
 - \$3,620 to Highgate School Parents and Friends Committee for a community garden project.
 - \$3,000 to Forestville Hockey Club for new sporting equipment.
 - \$2,520 to Unley Run Club for equipment to assist the running of various events.
 - \$1,850 to Unley Gardeners' Plant Rescue to purchase wheelbarrows and a trolley-lift.
 - \$1,500 to Unley Park Baptist Church to redevelop their playgroups outdoor area.
 - \$1,500 to Unley Voices for Climate Action to deliver an electrifying homes and businesses awareness program.
 - \$ 880 to Clarence Park Community Kindergarten to deliver workshops aimed at improving young children's social and emotional regulation.
3. The remaining annual budget allocation (\$10,365) be allocated to support other Community initiatives as required, with delegation provided to the General Manager City Services to approve.

CARRIED UNANIMOUSLY

Resolution No. C1267/24

ITEM 4.4
2023-24 QUARTER 3 BUDGET REVIEW

MOVED Councillor M Broniecki
SECONDED Councillor J Gaffey

That:

1. The report be received.
2. The proposed budget variations for the 2023-24 Quarter 3 Budget Review, which would reduce the net funding requirement by \$550K as set out in Attachment 1 to this Report (Item 4.4, Council Meeting 27/05/2024), be endorsed.
3. The revised budgeted Uniform Presentation of Finances in Attachment 1 to this Report, (Item 4.4, Council Meeting 27/05/2024) reflecting an increase in the estimated Operating Surplus to \$3.45M before Equity Accounted Businesses, and estimated borrowings at 30 June 2024 of \$1.85M, be adopted.

CARRIED UNANIMOUSLY

Resolution No. C1268/24

ITEM 4.5
2023-24 QUARTER 3 FINANCIAL PERFORMANCE REPORT

MOVED Councillor J Gaffey
SECONDED Councillor M Rabbitt

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C1269/24

ITEM 4.6
THIRD QUARTER 2023-24 CORPORATE PERFORMANCE REPORT

MOVED Councillor D Palmer
SECONDED Councillor J Russo

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C1270/24

ITEM 4.7

CODE OF PRACTICE - PROCEDURES AT MEETINGS - REVIEW

MOVED Councillor P Hughes

SECONDED Councillor J Gaffey

That:

1. The report be received.
2. The revised Code of Practice – Procedures at Meetings as set out in Attachment 1 to this Report (Item 4.7, Council Meeting 27/05/2024), be adopted with the following amendments:
 - *Clause 20.1 (Adjournment of Meetings) be reverted to the previous wording as below:*
 - (1) *Where a meeting continues to 10pm, the meeting (and, hence, all remaining business) will be adjourned to a date and time specified by the presiding member, unless a motion is moved and seconded from the floor to extend the meeting by up to 30 minutes and such motion is carried by a simple majority of Elected Members present.*
 - (2) *A further extension of up to 30 minutes may be moved and seconded and such motion is carried by the support of a two-thirds majority of Elected Members present.*
3. The Chief Executive Officer be authorised to make amendments of a minor editorial, formatting and/or technical nature if required as part of the finalisation of the Code of Practice – Procedures at Meetings.

CARRIED UNANIMOUSLY

Resolution No. C1271/24

ITEM 4.8

COUNCIL ACTION RECORDS

MOVED Councillor L Doyle

SECONDED Councillor D Palmer

That:

1. The report be noted.

CARRIED UNANIMOUSLY

Resolution No. C1272/24

5. MOTIONS AND QUESTIONS

5.1 MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

5.2 MOTIONS WITHOUT NOTICE

Nil

5.3 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

5.4 QUESTIONS WITHOUT NOTICE

Nil

6. MEMBER'S COMMUNICATION

6.1 MAYORS REPORT

ITEM 6.1.1

MAYOR'S REPORT FOR MONTH OF MAY 2024

MOVED Councillor J Gaffey

SECONDED Councillor D Palmer

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C1273/24

6.2 DEPUTY MAYORS REPORT

ITEM 6.2.1

DEPUTY MAYOR'S REPORT FOR MONTH OF MAY 2024

MOVED Councillor J Gaffey

SECONDED Councillor P Hughes

That:

1. The report be received.

CARRIED UNANIMOUSLY

Resolution No. C1274/24

6.3 ELECTED MEMBERS REPORTS

ITEM 6.3.1

REPORTS OF MEMBERS FOR MAY 2024

Council noted attached reports from Members:

1. Councillor D Palmer

6.4 CORRESPONDENCE

ITEM 6.4.1 CORRESPONDENCE

The correspondence from:

- The Hon Tom Koutsantonis MP, Minister for Infrastructure & Transport – Re. Truro Bypass and Greater Adelaide Freight Bypass Projects
- Mayor Michael Hewitson to Mayor Heather Holmes-Ross, City of Mitcham – Re. Upgrade of Unley Road
- Mayor Michael Hewitson to the Hon Susan Close MP, Deputy Premier, Minister for Climate, Environment and Water – Re. Urban Greening Strategy for Metropolitan Adelaide
- Mayor Michael Hewitson to Professor Chris Daniels, Chair, Green Adelaide – Re. Urban Greening Strategy for Metropolitan Adelaide
- The Hon Kristy McBain MP, Minister for Regional Development, Local Government and Territories – Re. Truro Bypass and Greater Adelaide Freight Bypass
- The Hon Joe Szakacs MP, Minister for Local Government – Re. Letter of Introduction as New Minister for Local Government

was noted.

7. CONFIDENTIAL ITEMS

ITEM 7.1

CONFIDENTIALITY MOTION FOR 7.2 - OUTCOME OF ELECTRIC VEHICLE CHARGING STATION TENDER EVALUATION

MOVED Councillor M Broniecki

SECONDED Councillor L Doyle

That:

1. Pursuant to section 90(2) and (3)(k) of the *Local Government Act 1999*, the Council orders that the public be excluded from attendance at the part of the meeting relating to Agenda item 7.2 , except for the following persons:

- Peter Tsokas, CEO
- Megan Berghuis, General Manager City Services
- Alex Brown, Manager Finance and Procurement
- Ben Willsmore, Manager City Design
- Mark Labaz, Manager Governance
- Danielle Edwards, Principal Governance & Policy Officer
- Diane Salvi, Climate & Sustainability Lead
- Aaron Wood, Manager Assets and Operations
- Bev O'Brien, Manager Community Connections

To enable the Council to consider Item 7.2 in confidence on the basis that Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 7.2.

- tenders for the supply of goods, the provision of services or the carrying out of works

CARRIED

Resolution No. C1275/24

The doors to the Council Chambers were closed at 8:04pm.

Councillor Crabbe left the Chambers at 8:07pm.

Councillor Crabbe returned to the Chambers at 8:08pm.

Councillor Crabbe left the Chambers at 8:14pm.

Councillor Crabbe returned to the Chambers at 8:15pm.

ITEM 7.2

OUTCOME OF ELECTRIC VEHICLE CHARGING STATION TENDER EVALUATION

MOVED Councillor G Hart

SECONDED Councillor L Doyle

That:

1. The report be received.
2. Having considered the results of the Request for Tender (RFT) process which has been undertaken, a contract not be awarded to any of the tenderers.
3. The Administration undertake a new Request for Tender (RFT) process with an open scope to enable tenderers to consider broader issues regarding the locations of EV charging stations.
4. The new Request for Tender process be undertaken by the Administration in the second half of 2024.
5. A further report be presented to Council outlining the results of the new Request for Tender (RFT).
6. Council notes that the \$20,000 will be carried forward to the 2024-25 financial year pending the outcomes of the new Request for Tender (RFT) process to be undertaken.

LOST

DIVISION

A Division was requested by Councillor Crabbe and the previous decision was set aside. The following members responded as having voted IN FAVOUR of the MOTION:

Councillors C Crabbe, L Doyle and G Hart

The following members responded as having voted AGAINST THE MOTION:

Councillors M Broniecki, S Finos, J Gaffey, P Hughes, D Palmer, M Rabbitt, R Rogers and J Russo

The MOTION was declared **LOST**

Resolution No. C1276/24

MOVED Councillor J Russo
SECONDED Councillor J Gaffey

That:

1. The report be received.
2. Having considered the results of the Request for Tender (RFT) process which has been undertaken, a contract is not awarded to any of the tenderers.
3. Council does not pursue the installation of EV charging stations within the City of Unley any further at this point in time.
4. Council notes that the \$20,000 allocated in the 2023-24 Annual Business Plan and Budget will be returned as savings.

CARRIED

DIVISION

A Division was requested by Councillor Hart and the previous decision was set aside. The following members responded as having voted IN FAVOUR of the MOTION:

Councillors M Broniecki, S Finos, J Gaffey, P Hughes, D Palmer, M Rabbitt, R Rogers and J Russo

The following members responded as having voted AGAINST THE MOTION:

Councillors C Crabbe, L Doyle and G Hart

The MOTION was declared **CARRIED**

Resolution No. C1277/24

ITEM 7.3

**CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE FOR 7.2 -
OUTCOME OF ELECTRIC VEHICLE CHARGING STATION TENDER
EVALUATION**

MOVED Councillor P Hughes

SECONDED Councillor J Gaffey

That:

1. Pursuant to section 91(7) of the *Local Government Act 1999* the Council orders that the following document(s) relating to Agenda Item 7.2 Outcome of Electric Vehicle Charging Station Tender Evaluation, shall be kept confidential, being document(s) relating to a matter dealt with by the Council on a confidential basis under sections 90(2) and 90(3) (k) .
 - Report
 - Attachment
 - tenders for the supply of goods, the provision of services or the carrying out of works
2. This order shall:
 - remain confidential until the award of any contract
 - and be reviewed every 12 months (if the confidentiality period is longer than 12 months in duration)
3. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Council delegates to the Chief Executive Officer the power to revoke this order in whole or in part.

CARRIED UNANIMOUSLY

Resolution No. C1278/24

The doors to the Council Chambers were opened at 8:31pm.

ITEM 7.4

CONFIDENTIALITY MOTION FOR 7.5 - SANTOS TOUR DOWN UNDER 2025

MOVED Councillor R Rogers

SECONDED Councillor D Palmer

That:

1. Pursuant to section 90(2) and (3)(b)(i), (b)(ii) and (d)(i) of the *Local Government Act 1999*, the Council orders that the public be excluded from attendance at the part of the meeting relating to Agenda item 7.5, except for the following persons:
 - Peter Tsokas, CEO
 - Megan Berghuis, General Manager City Services
 - Alex Brown, Manager Finance and Procurement
 - Ben Willsmore, Manager City Design
 - Mark Labaz, Manager Governance
 - Danielle Edwards, Principal Governance & Policy Officer
 - Bev O'Brien, Manager Community Connections
 - Aaron Wood, Manager Assets and Operations
 - Diane Salvi, Climate & Sustainability Lead

To enable the Council to consider Item 7.5 in confidence on the basis that Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 7.5.

- information the disclosure of which 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
- information the disclosure of which would, on balance, be contrary to the public interest
- commercial information of a confidential nature (not being a trade secret) the disclosure of which 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

CARRIED UNANIMOUSLY

Resolution No. C1279/24

The doors to the Council Chambers were closed at 8:31pm.

Item 7.5, page 18 is confidential and has been removed from the public minutes

ITEM 7.6

CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE FOR 7.5 - SANTOS TOUR DOWN UNDER 2025

MOVED Councillor M Broniecki

SECONDED Councillor D Palmer

That:

1. Pursuant to section 91(7) of the *Local Government Act 1999* the Council orders that the following document(s) relating to Agenda Item 7.5 Santos Tour Down Under 2025, shall be kept confidential, being document(s) relating to a matter dealt with by the Council on a confidential basis under sections 90(2) and 90(3) (b)(i), (b)(ii) and (d)(i) .

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- information the disclosure of which 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
- information the disclosure of which would, on balance, be contrary to the public interest
- commercial information of a confidential nature (not being a trade secret) the disclosure of which 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

2. This order shall operate:

- Until information is made publicly available by Events SA and be reviewed every 12 months (if the confidentiality period is longer than 12 months in duration)

3. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Council delegates to the Chief Executive Officer (or insert other officer title) the power to revoke this order in whole or in part.

CARRIED UNANIMOUSLY

Resolution No. C1281/24

The doors to the Council Chambers were opened at 8:37pm.

ITEM 7.7

CONFIDENTIALITY MOTION FOR 7.8 - UNLEY CENTRAL DEVELOPMENT DEED - THIRD DEED OF VARIATION

MOVED Councillor M Rabbitt

SECONDED Councillor J Russo

That:

1. Pursuant to section 90(2) and (3)(d)(i) and (d)(ii) of the *Local Government Act 1999*, the Council orders that the public be excluded from attendance at the part of the meeting relating to Agenda item, except for the following persons:
 - Peter Tsokas, CEO
 - Megan Berghuis, General Manager City Services
 - Alex Brown, Manager Finance and Procurement
 - Ben Willsmore, Manager City Design
 - Mark Labaz, Manager Governance
 - Danielle Edwards, Principal Governance & Policy Officer
 - Bev O'Brien, Manager Community Connections
 - Aaron Wood, Manager Assets and Operations
 - Diane Salvi, Climate & Sustainability Lead

To enable the Council to consider Item 7.8 in confidence on the basis that Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 7.8.

- commercial information of a confidential nature (not being a trade secret) the disclosure of which 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
- commercial information of a confidential nature (not being a trade secret) the disclosure of which would, on balance, be contrary to the public interest

CARRIED UNANIMOUSLY

Resolution No. C1282/24

The doors to the Council Chambers were closed at 8:37pm.

Item 7.8, page 21 is confidential and has been removed from the public minutes

ITEM 7.9

**CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE FOR 7.8 -
UNLEY CENTRAL DEVELOPMENT DEED - THIRD DEED OF VARIATION**

MOVED Councillor M Rabbitt

SECONDED Councillor D Palmer

That:

1. Pursuant to section 91(7) of the *Local Government Act 1999* the Council orders that the following document(s) relating to Agenda Item 7.8 Unley Central Development Deed - Third Deed of Variation, shall be kept confidential, being document(s) relating to a matter dealt with by the Council on a confidential basis under sections 90(2) and 90(3) (d)(i) and (d)(ii) .

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- commercial information of a confidential nature (not being a trade secret) the disclosure of which 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
- commercial information of a confidential nature (not being a trade secret) the disclosure of which would, on balance, be contrary to the public interest

2. This order shall operate:

- Until revoked by the Chief Executive Officer

and be reviewed every 12 months (if the confidentiality period is longer than 12 months in duration)

3. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Council delegates to the Chief Executive Officer (or insert other officer title) the power to revoke this order in whole or in part.

CARRIED UNANIMOUSLY

Resolution No. C1284/24

The doors to the Council Chambers were opened at 8:41pm.

NEXT MEETING

Monday 24 June 2024 - 7.00pm

CLOSURE

The Presiding Member closed the meeting at 8:41pm.

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PRESIDING MEMBER