



# COUNCIL MINUTES

for the Special meeting

Monday 18 March 2019

in the Colonel Light Room,  
Adelaide Town Hall



Members - The Right Honourable the Lord Mayor [Sandy Verschoor] (Presiding);  
Councillors Abrahamzadeh, Dr Donovan, Hou, Khera, Knoll,  
Martin, Moran and Simms.

### Acknowledgement of Country

At the opening of the Special Council Meeting, the Lord Mayor stated:

'Council acknowledges that we are meeting on traditional Country of the Kurna 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 Kurna people living today.

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

### 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 (6) 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.'

### Apologies and Leave of Absence

The Deputy Lord Mayor (Councillor Abiad) and Councillors Couros and Hyde.

### Exclusion of the Public

#### 1. Item 4.1 – Exclusion of the Public [2018/04291] [C]

For the following Chief Executive Officer Report seeking consideration in confidence:

##### 5.1.1. Strategic Partnership Opportunity [s 90(3) (b) (d) and (g)]

#### ORDER TO EXCLUDE FOR ITEM 5.1.1:

Moved by Councillor Abrahamzadeh,  
Seconded by Councillor Knoll -

#### THAT COUNCIL:

- Having taken into account the relevant consideration contained in s 90(3) (b), (d) & (g) and s 90(2) & (7) of the *Local Government Act 1999 (SA)*, this Special meeting of the Council dated 18/3/2019 resolves that it is necessary and appropriate to act in a meeting closed to the public for the consideration of Item 5.1.1 [Strategic Partnership Opportunity] 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 commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting business, prejudice the commercial position of the Council.

The disclosure of information in this report could reasonably prejudice the commercial position of Council who supplied a 'commercial in confidence' proposal for evaluation by the Commonwealth government. Disclosure of commercial in confidence negotiations may adversely impact project viability, prejudice the ability to undertake/participate in future negotiations on the proposal and prejudice the Council's commercial position and opportunity for Council to participate in future like considerations or discussions.

Council has a duty of confidence to the Commonwealth and State governments in relation to the Strategic Partnership Opportunity negotiation process. It is reasonable to assume the Commonwealth and State may expect the Council maintain the confidentiality of negotiations.

Public Interest

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information may result in release of information prior to the finalisation of 'commercial in confidence' negotiations with the Commonwealth government. The disclosure of this information may materially and adversely affect the Council's ability to finalise the Strategic Partnership Opportunity and may prejudice Council's ability to discuss/participate or influence the proposal for the benefit of the Council and the community in this matter.

2. Pursuant to s 90(2) of the *Local Government Act 1999 (SA)* this meeting of the Council dated 18/3/2019 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 5.1.1 [Strategic Partnership Opportunity] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in s 90(3) (b), (d) & (g) of the Act.

Carried

There were no members of the public or members of Corporation staff not directly involved with Item 5.1.1 to leave the Colonel Light Room at 5.15pm.

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Confidential Item 5.1.1

Strategic Partnership Opportunity

Section 90 (3)(b), (d) & (g) of the *Local Government Act (SA) 1999*

Pages 3 - 11

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The Colonel Light Room re-opened to the public at 5.33pm.

### Confidentiality Order

#### **Minute 2 - Item 5.1.1** – Strategic Partnership Opportunity [C]

#### Confidentiality Order

In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and on the grounds that Item 5.1.1 listed on the Agenda for the Special meeting Council held on 18 March 2019 to be discussed and considered in confidence pursuant to Section 90(3) (b), (d) & (g) of the *Local Government Act 1999 (SA)*, this meeting of the Council, do order that:

1. The resolution, the report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 18 March 2025;
2. The confidentiality of the matter be reviewed in December 2019; and
3. Authorises the Chief Executive Officer or delegate to determine the appropriate time to publish details of the City Deals for media and publicity purposes.

### Closure

The meeting closed at 5.33pm.

Mark Goldstone,  
Chief Executive Officer

Sandy Verschoor,  
Lord Mayor.