



COUNCIL MINUTES

for the Special meeting

Monday, 31 July 2023

in the Council Chamber, Adelaide Town Hall

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

Deputy Lord Mayor, Councillor Martin

Councillors Abrahamzadeh, Davis, Elliott, Hou, Li, Noon 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 Kurna people of the Adelaide Plains and pays respect to Elders past and present. We recognize 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.’

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 Item 3 - Apologies and Leave of Absence

Apologies:

Councillors Giles and Siebentritt

On Leave:

Councillor Couros

4 Item 4 - Exclusion of the Public

Moved by Councillor Noon,

Seconded by Councillor Davis -

THAT COUNCIL:

1. Having taken into account the relevant consideration contained in section 90(3) (d) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this Special meeting of the Council dated 31 July 2023 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 5.1 [Commercial 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 contains commercial information of a confidential nature the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information.

The receipt, consideration, and discussion of the information open to the public would, on balance, be contrary to the public interest.

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 and may severely prejudice Council’s ability to discuss/participate or influence a proposal for the benefit of the Council and community in this matter.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this Special meeting of the Council dated 31 July 2023 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 [Commercial Opportunity] 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) (d) of the Act.

Carried

Members of the public and Corporation staff present not directly involved with Item 5.1 left the Council Chamber at 5.03 pm.

- 5 Confidential Reports for Council (Chief Executive Officer's Reports)**
- 6 Item 5.1 - Commercial Opportunity**

The meeting re-opened the meeting to the public at 7.48 pm.

Minute 6 - Item 5.1 – Commercial Opportunity

Confidentiality Order

In accordance with Section 91(7) & (9) of the *Local Government Act 1999 (SA)* and because Item 5.1 [Commercial Opportunity] listed on the Agenda for the special meeting of the Council held on 31 July 2023 was received, discussed and considered in confidence pursuant to Section 90(3)(d) 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 31 December 2030.
2. The confidentiality of the matter be reviewed in December 2024.
3. The Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report to containing the Item for which the confidentiality order has been revoked.

Closure

The meeting closed at 7.49 pm

Dr Jane Lomax-Smith
Lord Mayor

Date of confirmation:

Documents Attached:
Nil