



COUNCIL MINUTES

for the Special meeting

Monday, 18 September 2023

in the Colonel Light Room, 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, Couros, Davis, Elliott, Hou, Noon, Dr Siebentritt 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 Kaurna 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 Kaurna people living today.

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

2 Apologies and Leave of Absence

Apology:

Councillor Li

On Leave:

Councillor Giles

3 Exclusion of the Public

Moved by Councillor Davis

Seconded by Councillor Siebentritt

In accordance with sections 90(2),(3) and (7) of the *Local Government Act 1999 (SA)* Council will consider whether to discuss in confidence the reports contained within section 5 of this Agenda.

THAT COUNCIL:

- 3.1 Having taken into account the relevant consideration contained in sections, 90(3)(a), 90(3)(g) and 90(3)(h) of the Local Government Act 1999 (SA), this Special meeting of the Council dated 18 September 2023 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 4 Lord Mayor Report listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds

- a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of people; 90 (3) (a)
- b) information that must be considered in confidence in order to ensure that the Council does not breach any law;, 90 (3) (g)
- c) legal advice 90 (3) (h)

Basis

This Item is confidential as it contains matters that must be considered in confidence in order to ensure that the Council does not breach any law, any duty of confidence, or other legal obligation or duty, and preserves legal privilege. The disclosure of this report would waive legal privilege and involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

- 3.2 Pursuant to section 90(2) of the Local Government Act 1999 (SA) (the Act), this Special meeting of the Council dated 18 September 2023 orders that the public (with the exception of

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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 4 [Lord Mayor Report] 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)(a), 90(3)(g) and 90(3)(h) of the Act.

Carried

Councillor Couros requested that a division be taken on the Motion

For (8):

Deputy Lord Mayor Councillor Martin Councillors Davis, Ho, Siebentritt, Noon, Elliot, Snape, Abrahamzadeh

Against (1):

Councillor Couros

The division was declared in favour of the motion

5 Confidential Order

Moved: Councillor Snape

Seconded: Councillor Davis

THAT COUNCIL

1. In accordance with Section 91(7) & (9) of the Local Government Act 1999 (SA) and because Item 4 [Confidential – Lord Mayor Report] listed on the Agenda for the special meeting of the Council held on 18 September 2023 was received, discussed and considered in confidence pursuant to Section 90(3)(a), (g) and (h) of the Local Government Act 1999 (SA), this meeting of the Council do order that:
2. 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 be order to be kept confidential and not available for public inspection for a period of ten (10) years, or longer if Council determine appropriate or necessary.
3. The confidentiality of the matter be reviewed in December 2024.

Carried unanimously

Closure

The meeting reopened to the public and then closed at 9.24 pm

Dr Jane Lomax-Smith
Lord Mayor

Date of confirmation: