



Civic Centre, 10 Watson Terrace
Mount Gambier SA 5290

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I hereby give notice that a Council Meeting will be held on:

Date: Tuesday, 20 October 2020
Time: 6.00 p.m.
Location: Council Chamber
Civic Centre
10 Watson Terrace
Mount Gambier

CONFIDENTIAL AGENDA

Council Meeting
20 October 2020

A handwritten signature in black ink, appearing to read "A Meddle", with a long horizontal flourish extending to the right.

Andrew Meddle
Chief Executive Officer

15 October 2020

**27.2 NOTICE OF MOTION - STRATEGIC PROPERTY MANAGEMENT – REPORT NO.
AR20/67235**

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin, Councillors S Meziniec, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, N Serle, McCarthy, S McLean, and F McGregor be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 27.2 AR20/67235 Notice of Motion - Strategic Property Management.

The Council is satisfied that, pursuant to section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council

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 information to be discussed relates to private property that Council may give consideration to purchasing and the disclosure of this information may reasonably be considered to prejudice the Council's negotiating position and confer an advantage on a third party. The public interest in the non-disclosure of this information is considered to be outweighed as Council would be utilising community funds for any such purchase.

27.2 NOTICE OF MOTION - STRATEGIC PROPERTY MANAGEMENT

Meeting: Council
CM9 Reference: AF13/64
Member: Paul Jenner, Councillor

The Council is satisfied that, pursuant to Section 90(2) & (3) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this agenda item is:

- (b) information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business; or proposing to conduct business; or to prejudice the commercial position of the Council.

I, Councillor Paul Jenner, give notice that at the next Ordinary Meeting of Council to be held on 20 October 2020, I intend to move the following motion:

MOTION

1. That Council Report No. AR20/67235 titled 'Notice of Motion - Strategic Property Management' as presented on 20 October 2020 be noted.
2. That the Chief Executive Officer (or delegate) undertake investigation into site at 12 White Avenue currently for sale and present a report to Council to consider the strategic value and the indicative cost.

RATIONALE

I commend this Notice of Motion to Council.

ATTACHMENTS

1. Aerial View - 12 White Avenue [↓](#)





Lot 73 - 12 White Avenue Map



Map Zoom: 644.2 m
Plot Date: Friday, 9 October 2020



CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 27.2 AR20/67235 Notice of Motion - Strategic Property Management and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (b) be kept confidential and not available for public inspection until the later of:

a contract being settled for the proposed acquisition, or
12 months after any final dealings in relation to the matter.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CONFIDENTIAL

**MINUTES OF COUNCIL MEETING HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE,
10 WATSON TERRACE, MOUNT GAMBIER ON TUESDAY, 20 OCTOBER 2020 AT 6.00 P.M.**

PRESENT: Mayor Lynette Martin (OAM), Cr Sonya Mezinec, Cr Max Bruins, Cr Ben Hood,
Cr Paul Jenner, Cr Frank Morello, Cr Steven Perryman

OFFICERS IN ATTENDANCE:	Chief Executive Officer	- Mr A Meddle
	General Manager Community Wellbeing	- Ms B Cernovskis
	General Manager City Infrastructure	- Mr N Serle
	Media and Communications Coordinator	- Ms S McLean
	Manager Executive Administration	- Mr M McCarthy
	Executive Administration Officer	- Mrs F McGregor

27.2 NOTICE OF MOTION - STRATEGIC PROPERTY MANAGEMENT – REPORT NO. AR20/67235

RESOLUTION 2020/321

Moved: Cr Sonya Mezinec
Seconded: Cr Max Bruins

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin, Councillors S Mezinec, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers Council Officers A Meddle, B Cernovskis, N Serle, S McLean, M McCarthy and F McGregor be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 27.2 AR20/67235 Notice of Motion - Strategic Property Management.

The Council is satisfied that, pursuant to section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to the Agenda Item is:

- information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is
 - conducting business; or
 - proposing to conduct business; or
 - to prejudice the commercial position of the Council

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 information to be discussed relates to private property that Council may give consideration to purchasing and the disclosure of this information may reasonably be considered to prejudice the Councils negotiating position and confer an advantage on a third party. The public interest in the non-disclosure of this information is considered to be outweighed as Council would be utilising community funds for any such purchase.

CARRIED

RESOLUTION 2020/322

Moved: Cr Paul Jenner
Seconded: Cr Max Bruins

1. That Council Report No. AR20/67235 titled 'Notice of Motion - Strategic Property Management' as presented on 20 October 2020 be noted.
2. That the Chief Executive Officer (or delegate) undertake investigation into site at 12 White Avenue currently for sale and present a report to Council to consider the strategic value and the indicative cost.

CARRIED



RESOLUTION 2020/323

Moved: Cr Sonya Meziniec
Seconded: Cr Frank Morello

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 27.2 AR20/67235 Notice of Motion - Strategic Property Management and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (b) be kept confidential and not available for public inspection until the later of:

a contract being settled for the proposed acquisition, or 12 months after any final dealings in relation to the matter.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED