



Civic Centre, 10 Watson Terrace
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I hereby give notice that a Council Meeting will be held on:

Date: Tuesday, 17 March 2020
Time: 6.00 p.m.
Location: Council Chamber
Civic Centre
10 Watson Terrace
Mount Gambier

CONFIDENTIAL AGENDA

**Council Meeting
17 March 2020**

A handwritten signature in black ink, appearing to read "A Meddle", written over a horizontal line.

**Andrew Meddle
Chief Executive Officer**

12 March 2020

26.3 CONFIDENTIAL ITEMS OF THE REGIONAL SPORT AND RECREATION CENTRE COMMITTEE HELD ON 10 MARCH 2020

26.4 CONFIDENTIALITY, ACTIVITIES AND THE COMMUNITY AND RECREATION HUB – REPORT NO. AR20/15651

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 Mezinac, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers A Meddle, M McCarthy, B Cernovskis, J Nagy, N Serle, A Watson and F McGregor be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 26.4 AR20/15651 Confidentiality, Activities and the Community and Recreation Hub.

The Council is satisfied that, pursuant to section 90(3) (f) and (g) 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 prejudice the maintenance of law, including by affecting (or potentially affecting) the:
 - prevention, detection, or investigation of a criminal offence, or
 - the right to a fair trial
- information concerning matters that must be considered in confidence in order to ensure that the Council does not:
 - breach any law, order or direction of a court or tribunal constituted by law,
 - breach any duty of confidence, or
 - breach any other legal obligation or duty

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 of legislative provisions that prohibit the disclosure of information of the kind to be provided in a verbal report by the Chief Executive Officer.



**26.4 CONFIDENTIALITY, ACTIVITIES AND THE COMMUNITY AND RECREATION HUB –
REPORT NO. AR20/15651**

Meeting: Regional Sport and Recreation Centre Committee
CM9 Reference: AF19/113
Author: Andrew Meddle, Chief Executive Officer
Authoriser: Michael McCarthy, Manager Executive Administration

The Committee 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:

- (f) information the disclosure of which could reasonably be expected to prejudice the maintenance of law, including by affecting (or potentially affecting) the: prevention, detection, or investigation of a criminal offence, or the right to a fair trial
- (g) information concerning matters that must be considered in confidence in order to ensure that the Council does not: breach any law, order or direction of a court or tribunal constituted by law, breach any duty of confidence, or breach any other legal obligation or duty.

REPORT RECOMMENDATION

1. That Regional Sport and Recreation Centre Committee Report No. AR20/15651 titled 'Confidentiality, Activities and the Community and Recreation Hub' as presented on 10 March 2020 be noted.



Andrew Meddle, Chief Executive Officer reported:

A confidential update as to his work relating to breaches of Confidentiality Orders, breaches of confidence and other activities by Councillors before and during the tender process for the Community and Recreation Hub.

ATTACHMENTS

Nil

CONFIDENTIAL



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 26.4 AR20/15651 Confidentiality, Activities and the Community and Recreation Hub 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) (f) and (g) be kept confidential and not available for public inspection until the end of this term of Council when the 2022 local government elections have concluded.
2. Further that Council delegates the power to review, revoke, but not extension of 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, 17 MARCH 2020 AT 6.00 P.M.**

PRESENT: Mayor Lynette Martin (OAM), Cr Sonya Meziniec, Cr Max Bruins, Cr Christian Greco, 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
General Manager City Growth	- Dr J Nagy
Media and Communications Officer	- Mrs A Watson
Manager Executive Administration	- Mr M McCarthy
Executive Administration Officer	- Mrs F McGregor

**26.4 CONFIDENTIALITY, ACTIVITIES AND THE COMMUNITY AND RECREATION HUB –
REPORT NO. AR20/15651**

RESOLUTION 2020/122

Moved: Cr Ben Hood
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 Mezinac, K Amoroso, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers A Meddle, M McCarthy, B Cernovskis, J Nagy, N Serle, A Watson and F McGregor be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 26.4 AR20/15651 Confidentiality, Activities and the Community and Recreation Hub.

The Council is satisfied that, pursuant to section 90(3) (f) and (g) 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 prejudice the maintenance of law, including by affecting (or potentially affecting) the:
 - prevention, detection, or investigation of a criminal offence, or
 - the right to a fair trial
- information concerning matters that must be considered in confidence in order to ensure that the Council does not:
 - breach any law, order or direction of a court or tribunal constituted by law,
 - breach any duty of confidence, or
 - breach any other legal obligation or duty

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 of legislative provisions that prohibit the disclosure of information of the kind to be provided in a verbal report by the Chief Executive Officer.

CARRIED

RESOLUTION 2020/123

Moved: Cr Ben Hood
Seconded: Cr Frank Morello

1. That Regional Sport and Recreation Centre Committee Report No. AR20/15651 titled 'Confidentiality, Activities and the Community and Recreation Hub' as presented on 10 March 2020 be noted.

CARRIED



RESOLUTION 2020/124

Moved: Cr Sonya Meziniec

Seconded: Cr Ben Hood

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 26.4 AR20/15651 Confidentiality, Activities and the Community and Recreation Hub 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) (f) and (g) be kept confidential and not available for public inspection until the end of this term of Council when the 2022 local government elections have concluded.
2. Further that Council delegates the power to review, revoke, but not extension of 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

CONFIDENTIAL

