

MINUTES

Ordinary Council Meeting

Tuesday 18 March 2025



Minutes of City of Mount Gambier Ordinary Council Meeting held at:

Time: 6:00 pm

Date: Tuesday 18 March 2025

Location: Council Chamber - Civic Centre
10 Watson Terrace, Mount Gambier

PRESENT: Mayor Lynette Martin (OAM)
Cr Kate Amoroso
Cr Max Bruins
Cr Paul Jenner
Cr Mark Lovett
Cr Josh Lynagh
Cr Sonya Meziniec
Cr Frank Morello (arrived at 6:51pm)
Cr Jason Virgo

OFFICERS IN	Chief Executive Officer	- Mrs S Philpott
ATTENDANCE:	General Manager City Infrastructure	- Ms B Cernovskis
	General Manager Corporate and Regulatory Services	- Mrs J Fetherstonhaugh
	General Manager People, Place and Liveability	- Mr C White
	Manager Governance and Property	- Ms B Shelton
	Manager Operations Infrastructure	- Mr K Manarangi
	Manager Performance and Capability	- Ms T McPherson
	Manager Economy, Strategy and Engagement	- Mrs Biddie Shearing
	Media and Communications Coordinator	- Ms S McLean
	Executive Administrator	- Mrs A Pasquazzi
	Executive Administrator	- Mrs S Spears

1 ACKNOWLEDGEMENT OF COUNTRY

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR FIRST NATIONS PEOPLES HAVE WITH THE LAND.

2 APOLOGIES

Nil

3 LEAVE OF ABSENCE

Nil

4 CONFIRMATION OF COUNCIL MINUTES

4.1 CONFIRMATION OF COUNCIL MINUTES

RESOLUTION OCM 2025/34

Moved: Cr Max Bruins

Seconded: Cr Sonya Meziniec

That the minutes of the Ordinary Council Meeting held on 18 February 2025 be confirmed as an accurate record of the proceedings of the meeting.

CARRIED



5 MAYORAL REPORT

5.1 MAYORAL REPORT - MARCH 2025

- Monthly catch up with General Manager City Infrastructure
- Internal meeting – Youth Program and Children’s University
- LCLGA Meeting with Minister Zoe Bettison MP, Minister for Tourism and SATC (Adelaide)
- LGA Board Strategic Planning Session (Adelaide)
- LGA Webinar – CEO Remuneration (virtual)
- ABC Radio interview with Narelle Graham – SA Regional Drive Program – CBD Hotel Development
- 5GTR-FM Radio interview with Llew Jones
- LCLHN Consultation – Clinical Services Care Plan
- Fortnightly meetings with media and communications team
- Yerkalalpa Community Reference Group Meeting
- Weekly meetings with CEO
- Elected Member Briefing – Strategic Risk Workshop
- Local Government Research and Development Scheme (LGR&DS) Induction (virtual)
- Catch up with Colin Byles, LCLGA Executive Officer
- Confidential meeting with developer, and CEO Sarah Philpott
- Internal meeting – Mayor’s Christmas Appeal discussion
- Annual Order of Australia Luncheon
- Meeting with District Council of Grant Mayor and CEO, and CEO Sarah Philpott – preparation and planning for annual joint meeting of Councils
- G4S – Blue Tree Project event (Mount Gambier Prison)
- Meeting with Kate Hill – confidential unsolicited proposal
- Elected Member Briefing – Riddoch Arts and Cultural Centre Strategy
- Elected Member Briefing – Budget Review 2
- Elected Member Briefing – ESCOSA
- LCLGA Special Board Meeting (virtual)
- Minister Clare Scriven – International Women’s Day “Limestone Coast Leaders” Breakfast event, with CEO Sarah Philpott
- South East Beer & BBQ Festival 2025
- Official opening of the estara Mount Gambier office
- Elected Member Briefing – Budget Workshop 1
- Confidential Elected Member Briefing – Belgravia Annual Business Plan
- Launch of Flinders University’s South Australian Rural Medical Program
- UniSA event – farewell Ian McKay and welcome Peta Crewe, with CEO Sarah Philpott
- Disability, Ageing & Lifestyle Expo morning tea (Wulanda Recreation & Convention Centre)
- Limestone Coast Football Association Barry Maney Premier League Season Launch 2025

RESOLUTION OCM 2025/35

Moved: Mayor Lynette Martin

Seconded: Cr Jason Virgo

That the Mayoral Report be received.

CARRIED

6 REPORTS FROM COUNCILLORS

6.1 REPORTS FROM COUNCILLORS

Cr Josh Lynagh	Deputy Mayor's Forum, Limestone Coast Beer and BBQ Fest, Festival on the Green, "Honey Possum's Bush Café Book Launch
Cr Sonya Meziniec	Meeting with State Liberal Members of Parliament, Policy Announcement with Liberal State Team, Australia Day Breakfast and Citizenship Awards, Guy Detot & Harbingers Opening – Riddoch Arts and Cultural Centre, Christmas Parade Advisory Committee, Waste Services Tour, RACT Workshop
Cr Jason Virgo	Constituent Meeting regarding Port Hedland Motion
Cr Paul Jenner	<i>GTE strategic Planning Day, 2024 Automotive Industry apprentice awards, Waste service tour, ESCOSA street light reporting requirements with PLWG, Festival on the green in the Cave Gardens</i>

MOTION

Moved: Cr Paul Jenner

Seconded: Cr Sonya Meziniec

1. That the reports made by Councillors be received.
2. That the verbal update provided by Cr Paul Jenner be included in the minutes.

Cr Lovett called a point of order, being that the seconder of the motion did not agree with point 2 of the motion moved.

The Mayor ruled to set aside the motion.

RESOLUTION OCM 2025/36

Moved: Cr Paul Jenner

Seconded: Cr Jason Virgo

1. That the reports made by Councillors be received.
2. That the verbal update provided by Cr Paul Jenner be included in the minutes.

CARRIED



7 QUESTIONS WITH NOTICE

Cr Kate Amoroso gave notice of her intention to ask the following question/s:

7.1 QUESTION - BUS STOPS

When was the last audit done of Mount Gambier City bus stops?

When was it presented to Council?

Answer:

In late 2020, administration completed a review of the Mount Gambier City Bus Service which highlighted a range of significant inadequacies attached to the existing public transport model. In February 2021, this was presented to Council and submitted as feedback to the Department of Transport and Infrastructure.

Following this time, Council has embarked on a range of advocacy for improvements to bus services and, more recently, had a series of meetings with the Minister for Infrastructure and Transport to explore options for improvements in the short, medium and long term. We have been advised that Mount Gambier will feature as a focus area in an upcoming Regional Transport Review and any capacity to make improvements to the existing service and scheduling considerations will need to be considered within the existing funding footprint and route schedules offered by the local contractor.

A report was presented to Council in July 2024 advising of this advocacy work and it was resolved for administration to:

- Provide a further report to Council about options to support a bus stop at Foodbank, including an update on Council's audit of bus stops.
- Write again to the Minister reinforcing the comprehensive need to improve the overall service to include timely access to the Mount Gambier Hospital and other essential services to improve accessibility and quality of life for members of our community.
- Prepare a submission to the regional transport review, in order to encourage the State Government to provide a more holistic and contemporary public transport system rather than a piecemeal approach.

Responding to Council's ongoing requests, the Department for Infrastructure and Transport (DIT) have provided in-principle support for the addition of Mount Gambier Foodbank to the existing Northwest route, subject to Council's provision of associated infrastructure at the bus stop location. Design for this addition is in its final stages.

In addition to Foodbank, further changes have been pursued, including the improvement of access to Mount Gambier Marketplace and the potential to re-route the North East Loop service to Pinehall Avenue, providing access to the Hawkins Clinic Pinehall facility. Additionally, options are being explored for the service to enter the grounds of the hospital, providing level access to the main entrance of the site.

Council Officers also undertook a review of the bus stops within the city in August last year. This involved checking each route and updating required signage. This audit has resulted in some bus zones along Wehl Street being relocated slightly to allow for safer pedestrian access. Further potential changes to the location of bus stops have been highlighted and will be explored in consultation with Link SA and DIT.

Outside of the service changes attached to Foodbank, DIT have advised their preference to defer consideration of further changes until completion of the Regional Transport Review. Administration is aware that the contract for the review has been awarded, but we're awaiting further detail about how community and stakeholder consultation will occur.

Cr Jason Virgo left the meeting at 6:18pm

Cr Jason Virgo returned to the meeting at 6:18pm

8 QUESTIONS WITHOUT NOTICE

The following question without notice was received from Cr Paul Jenner.

8.1 QUESTION - ESCOSA REPORT

Why is the ESCOSA report not apart of the Council agenda for both historical records and to show how Council is looking after it's finances in a very positive manner.

Answer - Chief Executive Officer, Sarah Philpott

The ESCOSA report for the City of Mount Gambier has been made visible to the community so far by way of a "news room" item including a link to the report. This has been widely reported in the media and as CEO I have spoken to the ESCOSA report in media interviews.

The Report recommendations must be published in Council's Annual Business Plan and Budget for the four years until the next ESCOSA review. Council will publish those recommendations and also, importantly, the actions which Council will or has taken in response to the recommendations. This will ensure the outcomes are reflected in Council's strategic documents for posterity.

Cr Paul Jenner sought leave of the meeting that the question and response regarding the ESCOSA report be recorded in the Council Minutes.

9 PETITIONS

Nil

10 DEPUTATIONS

Nil

11 NOTICE OF MOTION TO REVOKE OR AMEND

Nil



12 ELECTED MEMBERS INFORMATION BRIEFING SESSIONS

RESOLUTION OCM 2025/37

Moved: Cr Josh Lynagh

Seconded: Cr Sonya Meziniec

That Council Report titled Elected Member Information Briefing Sessions held since the previous Council Meeting be noted.

CARRIED

13 ELECTED MEMBERS TRAINING AND DEVELOPMENT

Nil

14 AUDIT AND RISK COMMITTEE

Nil

15 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE

Nil

16 JUNIOR SPORTS ASSISTANCE FUND COMMITTEE

Nil

17 BUILDING FIRE SAFETY COMMITTEE

Nil

18 COUNCIL REPORTS

18.1 SECOND QUARTER REPORT ON ANNUAL BUSINESS PLAN 2024 2025 OBJECTIVES

RESOLUTION OCM 2025/38

Moved: Cr Mark Lovett

Seconded: Cr Paul Jenner

1. That Council report titled 'Second Quarter Report on Annual Business Plan 2024 2025 Objectives' as presented on Tuesday 18 March 2025 be noted.

CARRIED



18.2 CITY INFRASTRUCTURE QUARTERLY UPDATE - MARCH 2025

RESOLUTION OCM 2025/39

Moved: Cr Paul Jenner

Seconded: Cr Josh Lynagh

1. That Council report titled 'City Infrastructure Quarterly Update - March 2025' as presented on Tuesday 18 March 2025 be noted.

CARRIED

18.3 BUDGET REVIEW 2 2024/2025

RESOLUTION OCM 2025/40

Moved: Cr Sonya Meziniec

Seconded: Cr Mark Lovett

1. That Council report titled 'Budget Review 2 2024/2025' as presented on Tuesday 18 March 2025 be noted.
2. That Council adopts the Budget Review 2, being prepared as at 31 December 2024 for the financial year ending 30 June 2025

CARRIED

18.4 2025 ALGA NATIONAL GENERAL ASSEMBLY JOINT MOTION - REGIONAL AIR TRAVEL

RESOLUTION OCM 2025/41

Moved: Cr Kate Amoroso

Seconded: Cr Josh Lynagh

1. That Council report titled '2025 ALGA National General Assembly Joint Motion - Regional Air Travel' as presented on Tuesday 18 March 2025 be noted.
2. That Council authorise administration to submit the motion for consideration of ALGA for presentation at the National General Assembly.
3. That, noting the District Council of Grant's concurrent consideration of the motion for joint presentation, Council authorises the CEO to make any small amendments that may arise throughout their endorsement process.

CARRIED

18.5 PERIODIC REVIEW OF CONFIDENTIAL ITEMS - MARCH 2025

RESOLUTION OCM 2025/42

Moved: Cr Sonya Meziniec

Seconded: Cr Josh Lynagh

1. That Council report titled 'Periodic Review of Confidential Items - March 2025' as presented on Tuesday 18 March 2025 be noted.
2. That the following Confidential Orders as specified in Attachment 1, having been reviewed by Council, be amended to alter their duration and release conditions:

Nil
3. That the following Confidential Orders as specified in Attachment 1, having been reviewed by Council, be released as soon as practicable following the Council meeting on 18 March 2025:

Nil
4. That all Confidential Orders as specified in Attachment 1, excluding those amended or released in resolutions (2) or (3) above, having been reviewed by Council, remain in operation on the grounds and durations/release conditions as specified.

CARRIED

18.6 OUTSTANDING COUNCIL ACTION ITEMS - MARCH 2025

RESOLUTION OCM 2025/43

Moved: Cr Mark Lovett

Seconded: Cr Paul Jenner

1. That Council report titled 'Outstanding Council Action Items - March 2025' as presented on Tuesday 18 March 2025 be noted.

CARRIED

19 MOTIONS WITH NOTICE

19.1 MOTION WITH NOTICE - ALGA 2025 NATIONAL GENERAL ASSEMBLY – 2025 FEDERAL ELECTION CAMPAIGN

RESOLUTION OCM 2025/44

Moved: Mayor Lynette Martin

Seconded: Cr Max Bruins

1. That the motion from Mayor Lynette Martin as presented on Tuesday 18 March 2025 be noted.
2. That Council supports the national federal election funding priorities identified by the Australian Local Government Association (ALGA);
3. That Council supports and participates in the Put Our Communities First federal election campaign; and
4. That Council writes to the Member for Barker, Mr Tony Pasin MP, all known election candidates in the seat of Barker (where possible), and the President of the Australian Local Government Association expressing support for ALGA's Federal Election funding priorities.

CARRIED

20 URGENT MOTIONS WITHOUT NOTICE

Nil

21 CONFIDENTIAL ITEMS OF COMMITTEES

Nil

22 NEW CONFIDENTIAL ITEMS

22.1 LIMESTONE COAST LOCAL GOVERNMENT ASSOCIATION (LCLGA) UPDATE

Pursuant to Section 75 of the Local Government Act 1999, Mayor Lynette Martin disclosed a material conflict of interest in Item 22.1.

In accordance with Section 75B Mayor Lynette Martin informed the meeting:

Nature of Interest:

I am president of the LCLGA and as such receive an honorarium in the role and will leave the meeting.

Intention to Participate:

I will be leaving the meeting room such that I cannot view or hear any discussion (including questions) or voting at the meeting.



In accordance with Section 75B of the Local Government Act 1999 Mayor Lynette Martin left the meeting at 6:50pm.

In the absence of Mayor Lynette Martin, Deputy Mayor Cr Josh Lynagh took the chair for Item 22.1.

RESOLUTION OCM 2025/46

Moved: Cr Max Bruins

Seconded: Cr Paul Jenner

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 the Mayor, Councillors and Council Officers, S Philpott, B Cernovskis, J Fetherstonhaugh, C White, B Shelton, K Manarangi, T McPherson, B Shearing, S McLean, A Pasquazzi and S Spears be excluded from attendance at the meeting for the receipt and consideration in confidence of Limestone Coast Local Government Association (LCLGA) Update.

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

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).
- (j) information the disclosure of which -
 - (i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and
 - (ii) would, on balance, be contrary to the 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 subject matter includes information concerning personal affairs of people associated with the Limestone Coast Local Government Association, as well as confidential information of the Limestone Coast Local Government Association.

CARRIED

Cr Frank Morello entered the meeting at 6:51pm.



RESOLUTION OCM 2025/48

Moved: Cr Mark Lovett

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 Limestone Coast Local Government Association (LCLGA) Update and its attachments, resolution/s and minutes arising from the report, having been considered by the Council in confidence under:
 - (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).
 - (j) information the disclosure of which -
 - (i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the council, or a person engaged by the council); and
 - (ii) would, on balance, be contrary to the public interest.

be kept confidential and not available for public inspection until the Limestone Coast Local Government Association or their agent has expressly released Council from its obligation to keep this matter confidential.
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

Mayor Lynette Martin returned to the meeting at 7:03pm and resumed the chair.



22.2 SUPPLY AND DELIVERY OF BULK FUEL

RESOLUTION OCM 2025/49

Moved: Cr Mark Lovett
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 the Mayor, Councillors and Council Officers, S Philpott, B Cernovskis, J Fetherstonhaugh, C White, B Shelton, K Manarangi, T McPherson, B Shearing, S McLean, A Pasquazzi and S Spears be excluded from attendance at the meeting for the receipt and consideration in confidence of Supply and Delivery of Bulk Fuel.

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

- (k) tenders for the supply of goods, the provision of services or the carrying out of works

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 in this item relates to a contract between Council and the successful tenderer.

CARRIED

RESOLUTION OCM 2025/51

Moved: Cr Mark Lovett
Seconded: Cr Josh Lynagh

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 Supply and Delivery of Bulk Fuel and its attachments, resolution/s and minutes arising from the report, having been considered by the Council in confidence under:
 - (k) tenders for the supply of goods, the provision of services or the carrying out of worksbe kept confidential and not available for public inspection until 12 months after the execution of the contract, with the name of the successful tenderer to be disclosed upon execution.
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

22.3 WULANDA RECREATION AND CONVENTION CENTRE - PROJECT UPDATE

RESOLUTION OCM 2025/52

Moved: Cr Max Bruins

Seconded: Cr Mark Lovett

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 the Mayor, Councillors and Council Officers, S Philpott, B Cernovskis, J Fetherstonhaugh, C White, B Shelton, K Manarangi, T McPherson, B Shearing, S McLean, A Pasquazzi and S Spears be excluded from attendance at the meeting for the receipt and consideration in confidence of Wulanda Recreation and Convention Centre - Project Update.

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

- (b) information the disclosure of which -
 - (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - (ii) would, on balance, be contrary to the public interest.
- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which -
 - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
 - (ii) would, on balance, be contrary to the public interest.
- (g) 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, any duty of confidence, or other legal obligation or duty.
- (h) legal advice.

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 contained within the report and attachments presents matters relating to commercially sensitive contracts associated with the construction and operation of the Wulanda Recreation and Convention Centre. The disclosure of information contained in this report and attachments could reasonably be expected to prejudice the commercial position of Council or the third parties and is considered on balance to be contrary to the public interest as it could prejudice the Councils ability to obtain best value on behalf of the community.

CARRIED

The Mayor sought the approval of at least two-thirds of the members present at the meeting to suspend meeting procedures:

Purpose of the Suspension: To discuss the Wulanda Recreation and Convention Centre

Project Update.

Carried by more than two-thirds of the members present at the meeting.

Meeting Procedures were suspended at 7:05pm.

The Mayor determined that the period of suspension should be brought to an end;

Carried by more than two-thirds of the members present at the meeting.

The Period of Suspension came to an end and Meeting Procedures resumed at 7:42pm

RESOLUTION OCM 2025/54

Moved: Cr Max Bruins

Seconded: Cr Josh Lynagh

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 Wulanda Recreation and Convention Centre - Project Update and its attachments, resolution/s and minutes arising from the report, having been considered by the Council in confidence under:
 - (b) information the disclosure of which -
 - (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - (ii) would, on balance, be contrary to the public interest.
 - (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which -
 - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
 - (ii) would, on balance, be contrary to the public interest.
 - (g) 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, any duty of confidence, or other legal obligation or duty.
 - (h) legal advice.

be kept confidential and not available for public inspection until the latter of two years after the satisfactory resolution of any outstanding commercial contractual dispute, or two years after the conclusion of any legal proceedings, and Council has been released from its duty of confidence.
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



22.4 BUSINESS SYSTEMS CONTRACT

RESOLUTION OCM 2025/55

Moved: Cr Mark Lovett

Seconded: Cr Frank Morello

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 the Mayor, Councillors and Council Officers, S Philpott, B Cernovskis, J Fetherstonhaugh, C White, B Shelton, K Manarangi, T McPherson, B Shearing, S McLean, A Pasquazzi and S Spears be excluded from attendance at the meeting for the receipt and consideration in confidence of Business Systems Contract.

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

- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which -
 - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
 - (ii) would, on balance, be contrary to the 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 report contains commercially sensitive information provided by a third party for the purpose of contractual negotiation. The disclosure of information in association with this item could reasonably be expected to prejudice the commercial position of Council or the third parties and is considered on balance to be contrary to the public interest as it could impact the Councils ability to obtain best value on behalf of the community.

CARRIED



RESOLUTION OCM 2025/57

Moved: Cr Frank Morello

Seconded: Cr Mark Lovett

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 Business Systems Contract and its attachments, resolution/s and minutes arising from the report, having been considered by the Council in confidence under:
 - (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which -
 - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
 - (ii) would, on balance, be contrary to the public interest.be kept confidential and not available for public inspection until the latter of: two years after entering into a contractual arrangement, or the proposal has been abandoned and Council has been released from its duty of confidence, and the order be reviewed every 12 months.
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

22.5 DISCRETIONARY RATE REBATE

RESOLUTION OCM 2025/58

Moved: Cr Josh Lynagh

Seconded: Cr Mark Lovett

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 the Mayor, Councillors and Council Officers, S Philpott, B Cernovskis, J Fetherstonhaugh, C White, B Shelton, K Manarangi, T McPherson, B Shearing, S McLean, A Pasquazzi and S Spears be excluded from attendance at the meeting for the receipt and consideration in confidence of Discretionary Rate Rebate and Associated Site Matters.

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

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).
- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which -
 - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
 - (ii) would, on balance, be contrary to the public interest.
- (g) 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, any duty of confidence, or 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 the information to be discussed in this item relates to commercially sensitive information provided by a third party, to which Council has a duty of confidentiality, and which may prejudice the supply of information to Council in future that enables informed strategic decision-making. The disclosure of information in association with this item could reasonably be expected to prejudice the commercial position of Council or the third parties and is considered on balance to be contrary to the public interest as it could impact the Councils ability to obtain best value on behalf of the community.

CARRIED

Cr Kate Amoroso left the meeting at 8:04pm

Cr Kate Amoroso returned to the meeting at 8:07pm



RESOLUTION OCM 2025/60

Moved: Cr Max Bruins

Seconded: Cr Mark Lovett

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 Discretionary Rate Rebate and its attachments, resolution/s and minutes arising from the report, having been considered by the Council in confidence under:
 - (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).
 - (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which -
 - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
 - (ii) would, on balance, be contrary to the public interest.
 - (g) 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, any duty of confidence, or other legal obligation or duty.

be kept confidential and not available for public inspection until the latter of: two years after the conclusion of any rebate agreement period (in its entirety including any subsequent determination by Council for future rebates), or two years after the proposal has been abandoned, and Council has been released from its duty of confidence.
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

22.6 OUTSTANDING COUNCIL ACTION ITEMS - MARCH 2025

RESOLUTION OCM 2025/61

Moved: Cr Max Bruins

Seconded: Cr Mark Lovett

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 the Mayor, Councillors and Council Officers, S Philpott, B Cernovskis, J Fetherstonhaugh, C White, B Shelton, K Manarangi, T McPherson, B Shearing, S McLean, A Pasquazzi and S Spears be excluded from attendance at the meeting for the receipt and consideration in confidence of Outstanding Council Action Items - March 2025.

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

- (g) 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, any duty of confidence, or 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 where all outstanding actions included in the within report are confidential in their own right, being subject to their own respective confidential orders, and Council has a duty to maintain that confidentiality.

CARRIED



RESOLUTION OCM 2025/63

Moved: Cr Mark Lovett

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 Outstanding Council Action Items - March 2025 and its attachments, resolution/s and minutes arising from the report, having been considered by the Council in confidence under:
 - (g) 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, any duty of confidence, or other legal obligation or duty.be kept confidential and not available for public inspection until such time as each outstanding action detailed in the report has been released from confidence respectively, and that the order be reviewed every 12 months.
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

23 MEETING CLOSE

The meeting closed at 8:15pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 15 April 2025.

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MAYOR

