

Reference: AF11/877
Enquiries to: Ms Barbara Cernovskis

MEMBERS

NOTICE is hereby given that I have called a Special Meeting of the Council to be held at the Council Chamber, Civic Centre, 10 Watson Terrace, Mount Gambier on the following date and time:

Monday 3 June, 2019 - Council Chamber – Civic Centre (commencing at 5:30 pm)

For the purpose of considering the:

1. Mechanical Plant Feasibility Study (In Confidence)
2. Timber Structure Feasibility Study (In Confidence)
3. Aquatic Facility Scope (In Confidence)
4. 50m Pool Condition Report (In Confidence)
5. Geotech Survey (In Confidence)

associated with the Community and Recreation Hub.



Lynette MARTIN OAM
MAYOR

31 May 2019



Civic Centre, 10 Watson Terrace
Mount Gambier SA 5290

PO Box 56
Mount Gambier SA 5290

Telephone 08 87212555
Facsimile 08 87249791
city@mountgambier.sa.gov.au

mountgambier.sa.gov.au

I hereby give notice that an Special Meeting of Council will be held on:

Date: Monday, 3 June 2019

Time: 5.30 p.m.

**Location: Council Chamber
Civic Centre
10 Watson Terrace
Mount Gambier**

AGENDA

Special Council Meeting 3 June 2019

**Andrew Meddle
Chief Executive Officer**

31 May 2019

Order Of Business

1	Acknowledgement of Country	3
2	Apologies	3
3	Leave of Absence	3
4	New Confidential Items	4
5	Meeting Close	9



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 INDIGENOUS PEOPLES HAVE WITH THIS LAND.

2 APOLOGIES

Nil

3 LEAVE OF ABSENCE

Nil



4 NEW CONFIDENTIAL ITEMS

4.1 COMMUNITY AND RECREATION HUB - MECHANICAL PLANT FEASIBILITY STUDY – REPORT NO. AR19/27041

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 K Amoroso, M Bruins, B Hood, P Jenner, C Greco, S Mezinac, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, P Lee, N Serle, S McLean, H Gajic and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 4.1 AR19/27041 Community and Recreation Hub - Mechanical Plant Feasibility Study.

The Council is satisfied that, pursuant to section 90(3) (b) and (k) 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
- tenders for the:
 - supply of goods, or
 - 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 contained in the report and to be discussed includes detailed costings and other information relevant to the specification and assessment of a tender submission which, if disclosed, is considered to reasonably confer an advantage on tender respondents and accordingly prejudice the commercial position of Council and therefore not be in the public interest as tender submissions may be unduly influenced and detrimental to achieving best value for the community.

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 4.1 AR19/27041 Community and Recreation Hub - Mechanical Plant Feasibility Study 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) and (k) be kept confidential and not available for public inspection until until a contract has been executed in relation to the matter.
2. Further that Council delegates the power of review revoke, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

4.2 COMMUNITY AND RECREATION HUB - TIMBER FEASIBILITY STRUCTURE STUDY – REPORT NO. AR19/27070

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 K Amoroso, M Bruins, B Hood, P Jenner, C Greco, S Mezinec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, P Lee, N Serle, S McLean, H Gajic and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 4.2 AR19/27070 Community and Recreation Hub - Timber Feasibility Structure Study.

The Council is satisfied that, pursuant to section 90(3) (b) and (k) 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
- tenders for the:
 - supply of goods, or
 - 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 contained in the report and to be discussed includes detailed costings and other information relevant to the specification and assessment of a tender submission which, if disclosed, is considered to reasonably confer an advantage on tender respondents and accordingly prejudice the commercial position of council and therefore not be in the public interest as tender submissions may be unduly influenced and detrimental to achieving best value for the community.

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 4.2 AR19/27070 Community and Recreation Hub - Timber Feasibility Structure Study 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) and (k) be kept confidential and not available for public inspection until until a contract has been executed in relation to the matter.
2. Further that Council delegates the power of review revoke, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

4.3 COMMUNITY AND RECREATION HUB - AQUATIC FACILITIES SCOPE – REPORT NO. AR19/27170

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 K Amoroso, M Bruins, B Hood, P Jenner, C Greco, S Meziniec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, P Lee, N Serle, S McLean, H Gajic and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 4.3 AR19/27170 Community and Recreation Hub - Aquatic Facilities Scope.

The Council is satisfied that, pursuant to section 90(3) (b) and (k) 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
- tenders for the:
 - supply of goods, or
 - 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 contained in the report and to be discussed includes information relevant to the specification and assessment of a tender submission which, if disclosed, is considered to reasonably confer an advantage on tender respondents and accordingly prejudice the commercial position of Council and therefore not be in the public interest as tender submissions may be unduly influenced and detrimental to achieving best value for the community.

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 4.3 AR19/27170 Community and Recreation Hub - Aquatic Facilities Scope 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) and (k) be kept confidential and not available for public inspection until a contract has been executed in relation to the matter.
2. Further that Council delegates the power of review revoke, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

4.4 50M POOL CONDITION REPORT – REPORT NO. AR19/27104

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 K Amoroso, M Bruins, B Hood, P Jenner, C Greco, S Mezinac, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, P Lee, N Serle, S McLean, H Gajic and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 4.4 AR19/27104 50m Pool Condition Report.

The Council is satisfied that, pursuant to section 90(3) (b) and (k) 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
- tenders for the:
 - supply of goods, or
 - 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 contained in the report and to be discussed includes detailed costings and other information relevant to the specification and assessment of a tender submission which, if disclosed, is considered to reasonably confer an advantage on tender respondents and accordingly prejudice the commercial position of Council and therefore not be in the public interest as tender submissions may be unduly influenced and detrimental to achieving best value for the community.

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 4.4 AR19/27104 50m Pool Condition Report 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) and (k) be kept confidential and not available for public inspection until until a contract has been executed in relation to the matter.
2. Further that Council delegates the power of review revoke, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

4.5 COMMUNITY AND RECREATION HUB - GEOTECH SURVEY – REPORT NO. AR19/27126

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 K Amoroso, M Bruins, B Hood, P Jenner, C Greco, S Meziniec, F Morello and S Perryman and Council Officers A Meddle, B Cernovskis, P Lee, N Serle, S McLean, H Gajic and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 4.5 AR19/27126 Community and Recreation Hub - Geotech Survey.

The Council is satisfied that, pursuant to section 90(3) (b) and (k) 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
- tenders for the:
 - supply of goods, or
 - 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 contained in the report and to be discussed includes detailed costings and other information relevant to the specification and assessment of a tender submission which, if disclosed, is considered to reasonably confer an advantage on tender respondents and accordingly prejudice the commercial position of Council and therefore not be in the public interest as tender submissions may be unduly influenced and detrimental to achieving best value for the community.

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 4.5 AR19/27126 Community and Recreation Hub - Geotech Survey 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) and (k) be kept confidential and not available for public inspection until until a contract has been executed in relation to the matter.
2. Further that Council delegates the power of review revoke, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

5 MEETING CLOSE