

## 11 Confidential Items

### 11.1 Confidential - contract number 09043 Christie Creek Upgrade Wilfred Taylor Reserve Flood Mitigation, Water Capture and Reuse (design and construction)

Cr Alford declared a conflict of interest due to his employment and left the chamber at 11.07pm.

*Cr Nash MOVED:*

1. *That*

- a. *under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public with the exception of the Chief Executive Officer, General Manager Corporate and Community, General Manager City Development, Group Manager Brian Hales, Chief Financial Officer, Team Leader Governance Administration, Manager Infrastructure, Manager Business Services, Manager Employment and Customer, Manager Marketing and Communications, Manager Strategic Projects, Project Leader and Minute Secretary be excluded from attendance at the meeting in order to consider in confidence this item.*
- b. *the Council is satisfied that it is necessary that the public be excluded to enable the Council to consider the report at the meeting on the following grounds:*
  - *Section 90 (3) (k) tenders for the supply of goods, the provision of services or the carrying out of works.*
- c. *accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.*

*Seconded by Cr Erwin.*

*CARRIED*

*Cr Arbon MOVED:*

2. *That for the design and construction of the Christie Creek upgrade Wilfred Taylor Reserve flood mitigation, water capture and reuse project, Council accept the tender proposed by Leed Engineering and Construction Pty. Ltd. for Contract No. 09043 for the value of \$13,530,000 (GST inclusive).*
3. *That Council authorise the Chief Executive Officer to sign all required documentation to finalise and award contract no. 09043 as outlined in recommendation 2 above.*
4. *That Council delegate authority to the Chief Executive Officer to execute any variations to this contract within the nominated or increased budget.*

*Seconded by Cr Manson.*

*CARRIED*

*Cr Nash MOVED:*

5. *That an order be made under the provisions of Section 91(7) and (9) of the Local Government Act 1999 that the abovementioned document (or part of such document) including the minutes and the report of the Council relating to discussion of the subject matter of that document, having been dealt with on a confidential basis under Section 90 of the Act, should be kept confidential on the grounds of information contained in 90(3)(k) until the purchase order has been placed and confirmed.*

*Seconded by Cr Erwin.*

*CARRIED*