

2.1 Notice of Rescission Motion (Cr M Bray)

Cr Bray has indicated his intention to move the following rescission motion.

1. **That:**
 - a. **under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public 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 information at the meeting on the following grounds:**
 - c. **Section 90(3)(k) tenders for the supply of goods, the provision of services or the carrying out of works;**
 - d. **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.**

2. **MOVED** Cr Bray that the motion of Council passed on 6 September 2011 at Item 11.1 of the agenda, entitled 'Confidential Futurtec Project – Negotiation Update';

That Council:

- a. ***approve the Futurtec project proceeding with Southern Adelaide Renewables Consortium, contract number 10070 based on the 1.4MW solar plant and Meyer Road Precinct outcomes noting they presented a commercial proposal that addressed the key criteria of the project objectives, and***
- b. ***delegate its authority to the Chief Executive Officer to finalise negotiations on a Heads of Agreement, acknowledging that the project will proceed and exiting will only be possible under certain requirements not being met, and***
- c. ***receive a further report that provides the outcome of SARC's Renewable Energy Fund grant application and ongoing negotiation outcomes for consideration to enter into a binding contract with SARC to implement the Futurtec project.***

be rescinded.

and subject to that motion being carried, in its place Cr Bray proposes to move

That Council abandon the current negotiations with Southern Adelaide Renewables Consortium and further investigate alternative options for the Meyer Road Precinct and Renewable Energy Precinct land, as outlined under option one on page 63 of the Council meeting agenda for the 6 September 2011.

3. **That the matter of the Notice of Rescission Motion having been considered in confidence under Section 90(3)(k) of the Local Government Act 1999 an**

order be made under the provisions of Section 91(7) and (9) of the Local Government Act 1999 that the agenda item 2.1 Notice of Rescission Motion and minutes of the Council, including any attached documents relating to discussion of the subject matter be kept confidential until the procurement process is complete and legal documents executed.

RELEASED