

**10 Confidential items**

**10.1 Contract award: Memorial Gardens, Port Noarlunga – stage 1 landscaping and associated works, contract number 09023 OT**

*Cr Oakes 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 Projects and Services, General Manager City Development, Chief Executive Officer, Group Manager Sustainability, Manager Strategic Projects, Team Leader Governance Administration, Project Leader and Minute Secretary be excluded from attendance at the meeting in order to consider in confidence this item.*
  - b. *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 Manson.*

*CARRIED*

*Cr Nash MOVED:*

2. *That Council accept the tender proposed by Landscape Environs Pty Ltd for the Memorial Gardens, Port Noarlunga stage 1 landscaping and associated works, tender number 09023 OT at a cost of \$859,375.18 (including GST).*
3. *That Council authorise the Chief Executive Officer to sign all required documentation to finalise the contract with Landscape Environs Pty Ltd for works associated with the Memorial Gardens, Port Noarlunga stage 1 landscaping and associated works.*

*Seconded by Cr Wenham.*

*CARRIED*

*Cr Erwin MOVED:*

4. *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 contract has been awarded and signed.*

*Seconded by Cr Coomans.*

*CARRIED*

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