

15 Confidential items

15.1 Confidential - Contract award Weed Management Program – Tender # 12010

Cr Greaves MOVED:

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. *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

The Council is satisfied that it is reasonably foreseeable that the public disclosure or discussion of the information at the meeting may:

- *prejudice the commercial position of the companies that supplied the information; or*
- *confer a commercial advantage on a third party; or*
- *prejudice any ongoing negotiations with the preferred supplier potentially causing damage to the interests of the Council.*

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 Webster.

CARRIED

Cr Nash MOVED:

2. *That Council award the tender proposed by Urban Virons Group P/L, tender number 12010 as:*

- *it passed mandatory criteria;*
- *it presented a commercially acceptable offer.*

3. *That the offer proposed by Urban Virons Group P/L at a cost of \$1,124,193.99 (Including GST) for a period of 3 years is accepted.*

4. *That Council delegate authority to the Chief Executive Officer to sign all required documentation to finalise the contract (and authorise all expenditure*

in relation to the contract) with Urban Virons Group P/L for works associated with the Weed Management Contract.

Seconded by Cr Merritt.

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 with the exception of part 2 of the recommendation and resolution, 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 Chapman.

CARRIED