

2.1 Waterproofing the South

Cr Apap 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 with the exception of Mark Booth Director, Instate Pty Ltd, John Smith Leader of the Water Business Unit Adelaide, ArupWater, Group Manager Governance, Group Manager Economic Development, Chief Executive Officer, General Manager Corporate Services, Chief Financial Officer, Acting Manager Projects and the Minute Secretary 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:*
 - (b) *information the disclosure of which -*
 - (i) *could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and*
 - (ii) *would, on balance, be contrary to the public interest;*
 - (d) *commercial information of a confidential nature (not being a trade secret) the disclosure of which -*
 - (i) *could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and*
 - (ii) *would, on balance, be contrary to the public interest;*
- c) *That 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 Coomans.

CARRIED

Cr Jamieson MOVED

1. *That the report be received and noted;*

2. *That Council commence funding deed negotiations which includes the delivery of the rescoped projects; and*
3. *That Council negotiate the allocation of funding on the principle that private and public sector investment be encouraged without providing windfall gains.*

Seconded by Cr Ferguson.

CARRIED

Cr Wenham left her seat in the chamber at 8.36pm

Cr Mazzachi MOVED

1. *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)(b), 90(3)(d) until negotiations with the NWC are completed and Council has determined its position on the Funding Deed.*

Seconded by Cr Coomans.

CARRIED