

## 15. Confidential items

### 15.1 Aldinga Community Facilities Feasibility Study

*MOVED Cr Wenham.*

#### 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. *That Council is satisfied that it is necessary that the public be excluded to enable Council to consider the report at the meeting on the following grounds:*

*Section 90(3)(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;*

*The Council is satisfied that it is reasonably foreseeable that the public disclosure or discussion of information concerning the lease arrangements and associated land purchase would provide a commercial advantage to another party.*

*The Council is also satisfied in considering the 'public interest' that whilst disclosure would enhance:*

- *the accountability of council or council staff in the performance of their official powers, duties and responsibilities;*
- *the community's ability to inform their own decisions; and*
- *informed debate about issues and public participation in democracy*

*the public interest is outweighed by the following factors, that:*

- *disclosure may unduly inhibit the achievement of the objectives of the Act at Section 8, ie. obtaining value for money for the community;*
- *disclosure would provide a commercial advantage to another party; and*
- *disclosure may have a detrimental effect on the efficient and effective conduct of government functions.*

- c. *accordingly on this basis, the principle that this meeting of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information and/or discussion confidential.*

*Seconded by Cr Chapman.*

*CARRIED*

*MOVED Cr Wenham.*

*That Council has a short term suspension of proceedings at 7.40pm in order to facilitate informal discussions of this matter.*

*Seconded by Cr Chapman.*

*CARRIED*

Cr Richardson entered the meeting at 7.44pm.

At 8.16pm the short term suspension ended and the meeting resumed.

*MOVED Cr Greaves.*

*2. That Council:*

- a) notes the URPS Aldinga community facilities feasibility study report*
- b) approves in principle, subject to successful funding applications, the relocation of the Aldinga Library to a purpose built facility to be leased from Ashford Holdings Pty Ltd subject to the outcomes of negotiations of the commercial lease terms being satisfactory to Council.*
- c) approves in principle, subject to successful funding applications, the expansion of the VOLT Youth Centre at Aldinga into a leased tenancy area immediately adjacent to its current location subject to the outcomes of negotiations of the commercial lease terms being satisfactory to Council.*
- d) further investigate the most effective facility delivery model for a community centre and the options for the existing facility will be the subject of a further report to Council.*
- e) delegate authority to the Chief Executive Officer to negotiate the commercial terms of the lease arrangements with Ashford Holdings Pty Ltd which underpin the proposed new and expanded tenancies.*
- f) proceeds with the expression of interest to Round 4 of the Regional Development Australia Fund for \$2.26 million Federal funding to supplement Council funding of \$2.84 million to enable facility delivery including the lease of a new building for Aldinga Library and expansion of the VOLT Youth Centre into a portion of the vacated library space, integrated with the existing Aldinga Shopping Centre and recreation centre and a new main street and town plaza.*

*And, if the RDAF EOI or full application is unsuccessful, that Council:*

- g) proceeds with facility delivery including the lease of a new building for Aldinga Library and expansion of the VOLT Youth Centre into a portion of the vacated library space, integrated with the existing Aldinga Shopping Centre and recreation centre and a new main street and town plaza to be fully funded by Council, noting that future grant funding opportunities would be pursued as they become available, subject to a further report to Council.*

*Seconded by Cr Swann.*

*At 8.42pm Cr Jamieson MOVED that the meeting adjourn for 10 minutes.*

*Seconded by Cr Kilby.*

*CARRIED*

Mayor Rosenberg reconvened the meeting at 8.52pm with all members present that were present before the adjournment with the exception of Cr Chapman, Cr Olsen, Cr S Brown and Cr Sutherland.

Cr Chapman resumed his seat in the Chamber at 8.53pm.

Cr S Brown resumed her seat in the Chamber at 8.54pm.

*The MOTION was CARRIED*

*Cr Wenham called a division.*

*For:*

<i>Cr Kilby</i>	<i>Cr Greaves</i>	<i>Cr Chapman</i>	<i>Cr Merritt</i>	<i>Cr Gunn</i>
<i>Cr Swann</i>	<i>Cr Jamieson</i>	<i>Cr Webster</i>	<i>Cr Parslow</i>	<i>Cr Richardson</i>

*Against:*

<i>Cr Schulze</i>	<i>Cr S Brown</i>	<i>Cr Bray</i>	<i>Cr Wenham</i>	
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*CARRIED*

Cr Olsen resumed his seat in the Chamber at 8.56pm.

*MOVED Cr Chapman.*

3. *That the matter of the Aldinga community facilities having been considered in confidence under Section 90(3)(b) 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 Aldinga community facilities and the minutes and the report of the Council relating to discussion of the subject matter be kept confidential until the completion of commercial negotiations regarding the lease arrangement and the associated land purchase, which has also been the subject of confidential Council reports.*

*Seconded by Cr Merritt.*

*Cr Bray MOVED an AMENDMENT.*

3. *That the matter of the Aldinga community facilities having been considered in confidence under Section 90(3)(b) 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 Aldinga community facilities and the minutes of the report of the Council of the Council relating to discussion of the subject matter be kept confidential until the completion of commercial negotiations regarding the lease arrangement and the associated land purchase, which has also been the subject of confidential Council reports excluding the attachment at attachment 1.*

*Seconded by Cr Wenham.*

*The AMENDMENT was PUT and LOST.*

*The original MOTION was PUT and CARRIED.*