

## 11. Confidential items

### 11.1 Confidential Futurtec Project - Negotiation Update

Cr Sutherland declared a conflict of interest as a director of a company with a commercial interest and left the meeting at 8.55pm.

*Cr Nash 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 Andrew Nance of St Kitts Associates and Matthew Adcock of Leedwell Strategic 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.*

*Seconded by Cr Swann.*

*CARRIED*

Jeff Tate, Chief Executive Officer and Bruce Williams, General Manager Projects and Services gave a presentation in relation to the Futurtec project.

*Cr Olsen MOVED:*

2. *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.*

*Seconded by Cr Swann.*

*CARRIED*

*Cr Webster MOVED:*

3. *That the matter of the Futurtec Project - Negotiation Update 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 11.1 Confidential - Futurtec Project - Negotiation Update 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.*

*Seconded by Cr Merritt.*

*CARRIED*

RELEASED 15/7/20