

**MINUTES OF SPECIAL MEETING OF THE BAROSSA COUNCIL
TENDER COMMITTEE held in the Large Meeting Room, 43-51
Tanunda Road, Nuriootpa, on Wednesday 3 July 2013,
commencing at 5.03pm.**

WELCOME

Chairman Cr David Lykke welcomed everyone to the meeting.

PRESENT

Crs David Lykke, David de Vries, Margaret Harris, John Angas, Bob sloane, Martin McCarthy – Chief Executive Officer (5.09pm), Jo Thomas - Director Corporate and Community Services, Ryan England – Manager Information and Communication Technology, Nathaniel Mason - Information and Communication Technology Applications Technical Specialist and Annette Randall – Minute Secretary.

APOLOGIES

Mayor Brian Hurn

CONFIRMATION OF MINUTES FROM PREVIOUS MEETING

MOVED Cr Angas that the Minutes of the Ordinary Meeting of the Tender Committee held on Tuesday 18 June 2013 as circulated, be confirmed as a true and correct record of the proceedings of that meeting.

Seconded Cr de Vries

CARRIED

CONFIRMATION OF MINUTES FROM PREVIOUS CONFIDENTIAL MEETINGS

MOVED Cr de Vries that the Minutes of the Confidential Meeting of the Tender Committee held on Tuesday 18 June 2013 at 8.36am as circulated, be confirmed as a true and correct record of the proceedings of that meeting.

Seconded Cr Harris

CARRIED

MOVED Cr de Vries that the Minutes of the Confidential Meeting of the Tender Committee held on Tuesday 18 June 2013 at 8.40am as circulated, be confirmed as a true and correct record of the proceedings of that meeting.

Seconded Cr Harris

CARRIED

CONSENSUS AGENDA

Nil

DEBATE AGENDA

Nil

CONFIDENTIAL MATTER – 5.06pm

ITEM 4.1

TENDER – REPLACEMENT OF SERVER INFRASTRUCTURE (STORAGE & BACKUP INFRASTRUCTURE 2013/05

MOVED Cr Angas that:

- (1) Under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public be excluded from the meeting, with the exception of the Chief Executive Officer, Director Corporate and Community Services, Manager Information and Communication Technology and the Minute Secretary, in order to consider in confidence a report relating to Section 90(3)(k) of the Local Government Act 1999 – tenders for the supply of goods, the provision of services or the carrying out of works to protect commercial information provided through the tender process.
- (2) Accordingly, on this basis, the principle that meetings of the Committee should be conducted in a place open to the public has been outweighed by the need to keep the information and discussion confidential.

Seconded Cr de Vries

CARRIED

RESUMPTION OF THE OPEN TENDER COMMITTEE MEETING

The open meeting of the Tender Committee resumed at 5.24pm.

On the Confidential matter 4.1:

MOVED Cr de Vries that the Tender Committee:

- (1) Awards the tender for the replacement of server storage and backup infrastructure in The Barossa Council Principal Office and Disaster Recovery Site to Data #3 Pty Ltd, subject to lease fees for financing the arrangement being under or equivalent to the presiding Local Government Finance Authority lending rate.
- (2) Having considered this matter in confidence under Section 90(3)(k) of the Local Government Act 1999, makes an order pursuant to Section 91(7) of the Local Government Act 1999, that the Minutes in relation to Confidential Item 4.1 of Tender Committee Meeting held 3 July 2013 and titled *Replacement of Server Infrastructure (Storage & Backup Infrastructure) 2013/05*, other than the Minutes relating to this Confidentiality Order, be kept confidential and not available for public inspection until the end of the meeting.
- (3) Having considered this matter in confidence under Section 90(3)(k) of the Local Government Act 1999, makes an order pursuant to Section 91(7) of the Local Government Act 1999, that the Report, Attachments and associated documents in respect of confidential item 4.1 of Tender Committee Meeting held 3 July 2013 and titled *Replacement of Server Infrastructure (Storage & Backup Infrastructure) 2013/05*, be kept confidential and not available for public inspection until after the contract has been entered into by all parties.

Seconded Cr Sloane

CARRIED

CONFIDENTIAL MATTER – 5.25pm

ITEM 4.2

TENDER – REPLACEMENT OF SERVER INFRASTRUCTURE (NETWORK & COMPUTE INFRASTRUCTURE 2013/06)

MOVED Cr Sloane that:

- (1) Under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public be excluded from the meeting, with the exception of the Chief Executive Officer, Director Corporate and Community Services, Manager Information and Communication Technology and the Minute Secretary, in order to consider in confidence a report relating to Section 90(3)(k) of the Local Government Act 1999 – tenders for the supply of goods, the provision of services or the carrying out of works to protect commercial information provided through the tender process.
- (2) 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 and discussion confidential.

Seconded Cr Harris

CARRIED

RESUMPTION OF THE OPEN TENDER COMMITTEE MEETING

The open meeting of the Tender Committee resumed at 5.29pm.

On the Confidential matter 4.2:

MOVED Cr de Vries that the Tender Committee:

- (1) Awards the tender for the replacement of server network and compute infrastructure in The Barossa Council Principal Office and Disaster Recovery Site to Data #3 Pty Ltd, subject to lease fees for financing the arrangement being under or equivalent to the presiding Local Government Finance Authority lending rate.
- (2) Having considered this matter in confidence under Section 90(3)(k) of the Local Government Act 1999, makes an order pursuant to Section 91(7) of the Local Government Act 1999, that the Minutes in relation to Confidential Item 4.2 of Tender Committee Meeting held 3 July 2013 and titled *Replacement of Server Infrastructure (Network and Compute Infrastructure) 2013/06*, other than the Minutes relating to this Confidentiality Order, be kept confidential and not available for public inspection until the end of the meeting.
- (3) Having considered this matter in confidence under Section 90(3)(k) of the Local Government Act 1999, makes an order pursuant to Section 91(7) of the Local Government Act 1999, that the Report, Attachments and associated documents in respect of confidential item 4.2 of Tender Committee Meeting held 3 July 2013 and titled *Replacement of Server Infrastructure (Network and Compute Infrastructure) 2013/06*, be kept confidential and not available for public inspection until after the contract has been entered into by all parties.

Seconded Cr Sloane

CARRIED

OTHER BUSINESS

Nil

NEXT MEETING

To be advised.

CLOSURE

There being no further business, the meeting closed at 5.30pm.

Confirmed

Date: 17/9/13

Chairman: 