



*The***Barossa***Council*

NOTICE OF SPECIAL COUNCIL MEETING

**Notice is hereby given that a Special Meeting of Council
will be held on Wednesday 1 February 2023
in the Council Chambers, 43-51 Tanunda Road, Nuriootpa,
commencing at 5.00pm.**

Martin McCarthy
CHIEF EXECUTIVE OFFICER
THE BAROSSA COUNCIL

A G E N D A

1. THE BAROSSA COUNCIL

- 1.1 Welcome
By Mayor Lange – meeting declared open
- 1.2 Members Present
- 1.3 Leave of Absence
Nil
- 1.4 Apologies for Absence
Nil

2. CONFIDENTIAL AGENDA

2.1 THE BIG PROJECT

- 2.1.1 Barossa Rugby Precinct - Tender For Clubroom - Change
Rooms and Pitch - Civils 3

3. NEXT MEETING

Tuesday 21 February 2023 at 5.30pm

4. CLOSURE

Mr Martin McCarthy
Chief Executive Officer
The Barossa Council
43-51 Tanunda Road
Nuriootpa SA 5355

30 January 2023

Dear Martin

Re: Calling of a Special Meeting of Council

Pursuant to Section 82 of the Local Government Act I hereby call a special meeting of Council to held at 5:00pm, Wednesday, 1 February 2023.

I request that the agenda shall consist of the tender for the Rugby development as part of The Big Project.

Please prepare the necessary agenda and distribute.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Bim Lange', is written over a light yellow rectangular background.

Bim Lange OAM
Mayor

COVER SHEET

CONFIDENTIAL REPORT

1 February 2023

Council Meeting

2.1 THE BIG PROJECT CONFIDENTIAL REPORT

2.1.1 BAROSSA RUGBY PRECINCT - TENDER FOR CLUBROOM - CHANGE ROOMS AND PITCH - CIVILS

The matter of the agenda item being tenders for the supply of goods, the provision of services or the carrying out of works; pursuant to Section 90(3)(k) of the Local Government Act 1999 ("the Act") being information that must be considered in confidence.

There is strong public interest in enabling members of the public to observe Council's transparent and informed decision-making. This helps to ensure accountability, maintain transparency of public expenditure, facilitate public participation, assist public awareness and allow for the scrutiny of information. Attendance at a Council meeting is one means of satisfying this interest. The public will only be excluded from a Council meeting when the need for confidentiality pursuant to Section 90(2) of the Act outweighs the public interest of open decision-making.

In this matter, the reasons that receipt, consideration or discussion of the information or matter in a meeting open to the public would be contrary to the public interest are that it contains tender and commercial pricing information.

On balance, the above reason which supports the need for confidentiality pursuant to Section 90(2) of the Act outweighs the factors in favour of the public interest of open decision-making.

RECOMMENDATION

That Council:

- (1) Under the provisions of Section 90(2) of the *Local Government Act 1999*, make an order that the public be excluded from the meeting with the exception of the Chief Executive Officer, Director Corporate Services and Business Innovation, Director Community Services, Director Development and Environmental Services, Director Works and Engineering, Project Director The Big Project and the Minute Secretary, in order to consider in confidence a report relating to 2.1.1 Barossa Rugby Precinct - Tender For Clubroom - Change Rooms and Pitch - Civils being information that must be considered in confidence pursuant 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; and

- (2) Accordingly, on this basis, Council is satisfied that public interest in conducting meetings in a place open to the public has been outweighed by the need to keep the information and discussion confidential in order that it contains tender and commercial pricing information.