



The Barossa Council

MINUTES OF THE MEETING OF SPECIAL COUNCIL MEETING

held on Wednesday 1 February 2023 commencing at 5.00pm
in the Council Chambers, 43-51 Tanunda Road, Nuriootpa.

1. THE BAROSSA COUNCIL

1.1 WELCOME

Mayor Bim Lange declared the meeting open at 5.01pm.

1.2 MEMBERS PRESENT

Mayor Bim Lange, Crs John Angas, Don Barrett, David de Vries, Tony Hurn, Kathryn Schilling, Jane Evans, Bruce Preece.

1.3 LEAVE OF ABSENCE

Nil

1.4 APOLOGIES FOR ABSENCE

Crs Heidi Thompson and Cathy Troup

1.5 ABSENT

Cr Rick Lane

2. CONFIDENTIAL AGENDA

2.1 THE BIG PROJECT

2.1.1

BAROSSA RUGBY PRECINCT - TENDER FOR CLUBROOM - CHANGE ROOMS AND PITCH - CIVILS **23/4323**

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.

MOVED Cr Angas

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, Project Manager The Big Project and Senior Technical Project Manager The Big Project, 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.

SECONDED Cr Preece

CARRIED CO2018-22/86

Refer to confidential minutes page 2023/3

MOVED Cr de Vries

That Council:

- (1) Confidential Resolution
- (2) Confidential Resolution
- (3) Confidential Resolution

- (4) Having considered this matter in confidence under Sections 90(2) and 90(3)(k) of the *Local Government Act 1999*, makes an order pursuant to Section 91(7), that the minutes, agenda report and attachments other than the minutes relating to this confidentiality order of the Confidential Council Meeting held on 1 February 2023 in relation to item 2.1.1 Barossa Rugby Precinct - Tender For Clubroom - Change Rooms and Pitch - Civils be kept confidential and not available for public inspection and authorise the Chief Executive Officer to review and revoke the order.

SECONDED Cr Hurn

CARRIED CO2018-22/87

The meeting moved into confidence at 5.02 pm.

Cr Jess Greatwich entered the meeting at 5.16 pm.

Resumption of open council meeting at 5.18 pm

3. NEXT MEETING

Tuesday 21 February 2023 at 5.30pm

4. CLOSURE

Mayor Lange declared the meeting closed at 5.18pm

Confirmed at Council Meeting on 21 February 2023

Date:.....

Mayor:.....