



NOTICE OF SPECIAL COUNCIL MEETING
Thursday 26 October 2023
In the Council Chambers, 43-51 Tanunda Road, Nuriootpa,
commencing at 5.30 pm.

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 REPORTS

2.1 Office of the Mayor and CEO

2.1.1 Information Update – Tanunda Oval Contract 4

3. NEXT MEETING

Tuesday 21 November 2023 at 5.30pm

4. CLOSURE

26 October 2023

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

Dear Martin

Re: Calling of a Special Meeting of Council and Notice of Rescission and Amendment

Pursuant to Section 82 of the Local Government Act 1999, I hereby request that a special meeting of Council be called for 5:30pm, Thursday, 26 October 2023.

I request that the agenda shall consist of the following item:

1. Confidential Matter – Information Update – Tanunda Oval Contract

As the matter is confidential I have provided a secondary notice of the proposed amendment.

Please prepare the necessary agenda and distribute.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Bim Lange', with a stylized flourish at the end.

Bim Lange OAM
Mayor
The Barossa Council

Time: 7.25am

COVER SHEET

CONFIDENTIAL REPORT

26 October 2023

Council Meeting

2.1 Office of the Mayor and CEO

2.1.1 INFORMATION UPDATE – TANUNDA OVAL CONTRACT

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 relates to the management of an awarded contract for services

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 Development and Community Services, Director Infrastructure and Environmental Services, in order to consider in confidence a report relating to

2.1.1 Information Update – Tanunda Oval Contract being information that must be considered in confidence pursuant to:

Section 90(3)(b) of the Local Government Act 1999:

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;
- (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 relates to the management of an awarded contract for services