



MINUTES OF THE MEETING OF SPECIAL COUNCIL MEETING

held on Wednesday 1 April 2026 commencing at 5:15 PM
in the Council Chambers, 43-51 Tanunda Road, Nuriootpa.

MINUTES

Welcome and Acknowledgement of Country by Mayor Bim Lange who declared the meeting open at 5:15pm.

1. ATTENDANCE RECORD

1.1 Members Present

Mayor Bim Lange, Crs John Angas, Don Barrett, David de Vries, Tony Hurn, Kathryn Schilling, Jane Evans, Jess Greatwich, Rick Lane and Heidi Thompson

Apologies

Cr Cathy Troup

Not Present

Nil

Leave of Absence

Cr Bruce Preece

2. CONFIDENTIAL REPORTS

2.1 Office of the Mayor and CEO

2.1.1 CONCORDIA SOCIAL INFRASTRUCTURE DEED **26/22133**

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 Confidential negotiations subject to a non-disclosure clause with developers. Note that the deed enclosed also includes proposed changes as per legal instruction.

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 de Vries

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, Strategy and Innovation, Director Development and Community Services, Director Infrastructure and Environmental Services, Senior Strategy Advisor and the Minute Secretary, in order to consider in confidence a report relating to being information that must be considered in confidence pursuant to:

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

matters that must be considered in confidence in order to ensure that the council does not breach any law, order or direction of a court or tribunal constituted by law, any duty of confidence, or other legal obligation or duty; and

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

legal advice;

- (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 Confidential negotiations subject to a non-disclosure clause with developers. Note that the deed enclosed also includes proposed changes as per legal instruction.

SECONDED Cr Lane

CARRIED 2022-26/941

The meeting moved into confidence at 5.16pm

MOVED Cr de Vries

That Council:

- (1) Council resolution

- (2) Council resolution
- (3) Council resolution
- (4) Having considered this matter in confidence under Sections 90(2) and 90(3)(g) and (h) 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 April 2026 in relation to item 2.1.1 Concordia Social Infrastructure Deed be kept confidential and not available for public inspection until 12 months and authorise the Chief Executive Officer to review and revoke the order.

SECONDED Cr Hurn**CARRIED CO 2022-26/942**

Resumption of open council meeting at 5.36pm

3. NEXT MEETING

Tuesday 21 April 2026 at 5:30pm

4. CLOSURE

Mayor Lange declared the meeting closed at 5.36pm.

Confirmed at Council Meeting on 21 April 2026

Date:.....

Mayor:.....