



COMMITTEE AGENDA

Confidential Strategic Property Committee

Notice is hereby given pursuant to the provisions of the Local Government Act, 1999, that the next Meeting of the Confidential Strategic Property Committee will be held in the Council Chambers, 181 Unley Road Unley on

***Tuesday 19 November 2019
6:30pm***

for the purpose of considering the items included on the Agenda.

Chief Executive Officer

MEMBERS

Presiding Member D. Palmer
Councillor K. Anastassiadis
Councillor M. Broniecki
Councillor M. Rabbitt
Councillor P. Hughes
Councillor J. Dodd

ACKNOWLEDGEMENT

We would like to acknowledge this land that we meet on today is the traditional lands for the Kurna people and that we respect their spiritual relationship with their country.

We also acknowledge the Kurna people as the custodians of the Adelaide region and that their cultural and heritage beliefs are still as important to the living Kurna people today.

ORDER OF BUSINESS

ITEM

PAGE NO

1. ADMINISTRATIVE MATTERS

1.1 APOLOGIES

Nil

1.2 LEAVE OF ABSENCE

Nil

1.3 CONFLICT OF INTEREST

Members to advise if they have any material, actual or perceived conflict of interest in any Items in this Agenda and a Conflict of Interest Disclosure Form (attached) is to be submitted.

1.4 MINUTES

Nil

1.5 DEFERRED / ADJOURNED ITEMS

Nil

2. REPORTS

Nil

3. OTHER BUSINESS

4. CONFIDENTIAL ITEMS

- | | | |
|-----|---|----|
| 4.1 | Confidentiality Motion for Item 4.2 - Possible Property Acquisition Opportunity - King William Road | 7 |
| 4.2 | Possible Property Acquisition Opportunity - King William Road | 9 |
| 4.3 | Confidentiality Motion to remain in confidence for Item 4.2 - Possible Property Acquisition Opportunity - King William Road | 9 |
| 4.4 | Confidentiality Motion for Item 4.5 - Mornington House | 11 |
| 4.5 | Mornington House | 11 |
| 4.6 | Confidentiality Motion to remain in confidence for Item 4.5 - Confidentiality Motion - Mornington House | 12 |

NEXT MEETING

DECISION REPORT

REPORT TITLE: CONFIDENTIALITY MOTION FOR ITEM 4.2 -
POSSIBLE PROPERTY ACQUISITION
OPPORTUNITY - KING WILLIAM ROAD

ITEM NUMBER: 4.1

DATE OF MEETING: 19 NOVEMBER 2019

AUTHOR: EMMA MORGAN

JOB TITLE: EXECUTIVE ASSISTANT, CITY
DEVELOPMENT

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on the grounds set out below.

1. **RECOMMENDATION**

That:

1. Pursuant to Section 90(2) and (3)(b)(i) and (ii) and (d)(i) and (ii) of the *Local Government Act 1999*, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because it relates to:
 - information the disclosure of which 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
 - commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party.
2. In weighing up the factors related to disclosure:
 - disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations; and
 - non-disclosure of this item at this time will enable Council to consider the acquisition of property without compromising the commercial position of either council or a third party.

On that basis, the public's interest is best served by not disclosing 4.2 Possible Property Acquisition Opportunity - King William Road, Report and discussion at this point in time.

3. Pursuant to Section 90(2) of the *Local Government Act 1999* it is recommended the Council orders that all members of the public be excluded, with the exception of staff of the City of Unley on duty in attendance.

ITEM 4.2

Confidential – removed from the public agenda – pages 9-14

DECISION REPORT

REPORT TITLE: CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE FOR ITEM 4.2 - POSSIBLE PROPERTY ACQUISITION OPPORTUNITY - KING WILLIAM ROAD

ITEM NUMBER: 4.3

DATE OF MEETING: 19 NOVEMBER 2019

AUTHOR: EMMA MORGAN

JOB TITLE: EXECUTIVE ASSISTANT, CITY DEVELOPMENT

1. RECOMMENDATION

That:

1. Pursuant to Section 91(7) of the *Local Government Act 1999* the following elements of Item 4.2 Possible Property Acquisition Opportunity - King William Road, considered at the Strategic Property Committee Meeting Meeting on 19 November 2019:

- Minutes
- Report

remain confidential until the property acquisition is finalised or until 20 November 2020, whichever is the earlier, and not available for public inspection until the cessation of that period.

2. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, the power to revoke the order under Section 91(7) prior to any review or as a result of any review is delegated to the Chief Executive Officer.

DECISION REPORT

REPORT TITLE: CONFIDENTIALITY MOTION FOR ITEM 4.5 -
MORNINGTON HOUSE

ITEM NUMBER: 4.4

DATE OF MEETING: 19 NOVEMBER 2019

AUTHOR: EMMA MORGAN

JOB TITLE: EXECUTIVE ASSISTANT, CITY
DEVELOPMENT

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on the grounds set out below.

1. **RECOMMENDATION**

That:

1. Pursuant to Section 90(2) and (3)(b)(i) and (ii) of the *Local Government Act 1999*, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because it relates to information the disclosure of which:
 - 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.
2. In weighing up the factors related to disclosure:
 - disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations; and
 - non-disclosure of this item at this time will enable Council to consider matters relating to Mornington House and any role Council may have in relation to the property.

On that basis, the public's interest is best served by not disclosing 4.5 Mornington House, Report and discussion at this point in time.

3. Pursuant to Section 90(2) of the *Local Government Act 1999* it is recommended the Council orders that all members of the public be excluded, with the exception of staff of the City of Unley on duty in attendance.

ITEM 4.5

Confidential – removed from the public agenda – pages 17-21

CONFIDENTIAL MOTION REPORT

REPORT TITLE: CONFIDENTIALITY MOTION TO REMAIN IN
CONFIDENCE FOR ITEM 4.5 -
CONFIDENTIALITY MOTION - MORNINGTON
HOUSE

ITEM NUMBER: 4.6

DATE OF MEETING: 19 NOVEMBER 2019

AUTHOR: EMMA MORGAN

JOB TITLE: EXECUTIVE ASSISTANT, CITY
DEVELOPMENT

1. RECOMMENDATION

That:

1. Pursuant to Section 91(7) of the *Local Government Act 1999* the following elements of Item 4.5 Confidentiality Motion - Mornington House, considered at the Strategic Property Committee Meeting Meeting on 19 November 2019:

- Minutes
- Report
- Attachment

remain confidential until an agreement relating to Mornington House is entered into by the Council or 2 July 2021, whichever is the earlier, and not available for public inspection until the cessation of that period.

2. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, the power to revoke the order under Section 91(7) prior to any review or as a result of any review is delegated to the Chief Executive Officer.