

CITY OF WEST TORRENS



Confidential Minutes

of

Report Item 21.1 of the Council Meeting

of the

CITY OF WEST TORRENS

held in the Council Chambers, Civic Centre
165 Sir Donald Bradman Drive, Hilton

on

TUESDAY, 19 JUNE 2018
at 7.00pm

Terry Buss PSM
Chief Executive Officer

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Released

21 CONFIDENTIAL

21.1 Divestment of Council Property

Reason for Confidentiality

The Council is satisfied that, pursuant to Section 90(3) (b)(i) and (b)(ii) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this agenda item is:

- (b)(i) 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.
- (b)(ii) information the disclosure of which - would, on balance, be contrary to the public interest.

Council resolved that:

1. Pursuant to Section 90(2) of the *Local Government Act 1999*, Council orders, that the public, with the exception of the Chief Executive Officer, members of the Executive and Management Teams in attendance at the meeting, and meeting secretariat staff, be excluded from attendance at so much of the meeting as is necessary to receive, discuss and consider in confidence, information contained within the confidential report Item 21.1 Divestment of Council Property, attachments and any associated documentation submitted by the Chief Executive Officer, specifically on the basis of the provisions of Section 90(3) (b)(i) and (b)(ii) because it may prejudice the commercial position of the Council and lead to Council not obtaining or securing the best possible price for the land to be divested. In addition, Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to secure the best possible price for the land for the benefit of the Council and its community and consequently, Council considers the disclosure of this information would, on balance, be contrary to the public interest.
2. At the completion of the confidential session the meeting be re-opened to the public.

9.27pm the meeting moved into Confidence and the confidential session commenced.

PRESENT:

Council Members:

Acting Mayor G Vlahos (Presiding Member)

Councillors: G Palmer, K McKay, S Rypp, M Hill, A Mangos, T Polito, J Woodward, C O'Rielley, S Tsiaparis

Officers:

Mr T Buss	(Chief Executive Officer)
Mr B Ross	(General Manager Corporate and Regulatory)
Mr A Catinari	(General Manager Urban Services)
Mr J Ielasi	(Manager City Assets)
Mr D Ottanelli	(Manager City Property)

The City of West Torrens has recently purchased a new property at Morphet Road North Plympton (Adelaide Airport) to house its City Operations and City Property Departments and, as a result, the old City Works Depot at Marion Road Brooklyn Park is surplus to requirements and is set for disposal. This agenda report addressed matters pertaining to divestment of the Marion Road site.

RECOMMENDATION

It is recommended to Council that:

1. The CEO be authorised to commission an initial environmental assessment of the site to inform Council and potential purchasers during the sale process of the environmental status of the site.
2. The CEO be authorised to finalise the Plan of Division for the site including the excise of the existing land that currently forms part of the Keswick Creek.
3. An Expression of Interest process be utilised to divest the site from Council ownership.
4. The Administration undertake all the necessary preliminary works and investigation in the first half of the 2018/19 Financial Year to ready the site for sale and then take the site to the market via an Expression of Interest process in the second half of the 2018/19 Financial Year to secure and finalise the sale.
5. The CEO be authorised to prepare the appropriate Expression of Interest documentation for endorsement by Council prior to the site being offered to the market for divestment in early 2019.

RESOLUTION

Moved: Cr Steven Rypp
Seconded: Cr Arthur Mangos

That the recommendation be adopted.

CARRIED

FURTHER

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the Item 21.1 Divestment of Council Property, the Minutes arising, attachments and any associated documentation, having been considered by the Council in confidence under Section 90(3) (b)(i) and (b)(ii), be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting, on the basis that it may prejudice the commercial position of the Council and lead to Council not obtaining or securing the best possible price for the land to be divested. In addition, Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to secure the best possible price for the land for the benefit of the Council and its community and consequently, Council considers the disclosure of this information would, on balance, be contrary to the public interest.
2. Council delegates the power of review, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

RESOLUTION

Moved: Cr Arthur Mangos

Seconded: Cr Garth Palmer

That the recommendations be adopted.

CARRIED

9.53pm the Confidential session closed and the meeting reopened to the public.