

ITEM NUMBER: 14.2

ATTACHMENT 2

MINUTES – TRANSFORMING JETTY ROAD COMMITTEE – 19 JUNE 2024

Pursuant to Section 83(5) of the Local Government Act 1999 the Report attached to this agenda and the accompanying documentation is delivered to the Council Members upon the basis that the Council consider the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that Council will receive, discuss or consider:

- d. commercial information of a confidential nature (not being a trade secret) the disclosure of which –
 - i. 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; and
 - ii. would, on balance, be contrary to the public interest;
- j. Information the disclosure of which –
 - i. would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the Council, or a person engaged by the Council); and
 - ii. would, on balance be contrary to the public interest;

Confidential Minutes of the Transforming Jetty Road Committee held in the Kingston Room, Brighton Civic Centre, 24 Jetty Road, Brighton on Wednesday 19 June 2024.

9. CONFIDENTIAL ITEMS

9.1 Transforming Jetty Road Draft City Zone Concept Plan (Report No: 198/24)

Motion – Exclusion of the Public Section 90(3)(d and j)

- 1. That pursuant to Section 90(2) of the *Local Government Act 1999* the Transforming Jetty Road Committee hereby orders that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer and Staff in attendance at the meeting in order to consider Report No: 198/24 Transforming Jetty Road City Zone Draft Concept Plan in confidence.**
- 2. That in accordance with Section 90(3) of the *Local Government Act 1999* the Transforming Jetty Road Committee is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 198/24 Transforming Jetty Road City Zone Draft Concept Plan on the following grounds:**
 - d. pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to confer a commercial advantage on a third party and that information may prejudice the commercial position of the project.**
 - j. pursuant to section 90(3)(j) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would divulge information provided on a confidential basis by or to the Minister for Infrastructure and Transport.**

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

3. **The Transforming Jetty Road Committee is satisfied, the principle that the meeting be conducted in a place open to the public, has been outweighed by the need to keep the information or discussion confidential.**

Moved Councillor Kane, Seconded Councillor Lonie

Carried

On 28 November 2023 Council resolved to initiate the Transforming Jetty Road project and authorised Administration to develop concepts designs for the Jetty Road Glenelg Masterplan.

Accordingly, Administration has prepared the draft concept design for the City Zone and sought feedback and endorsement from this Committee prior to submitting the design to Council for approval.

Motion

That the Transforming Jetty Road Committee:

1. **endorses the draft concept plan for the Transforming Jetty Road City Zone as provided in Attachment 1 to be finalised and submitted to Council for approval;**
2. **endorses the design to be progressed to detailed design and prepared for construction; and**
3. **endorses the project to prepare the concept design collateral for a community engagement inform activity.**

RETAIN IN CONFIDENCE - Section 91(7) Order

4. **That having considered Agenda Item 9.1 Transforming Jetty Road Draft Concept Plan City Zone in confidence under section 90(2) and (3)(d and j) of the *Local Government Act 1999*, the Transforming Jetty Road Committee, pursuant to section 91(7) of that Act orders that the report, attachment and minutes be retained in confidence for a period of eight months and/or the Chief Executive Officer is authorised to release the documents when the concept plan has been released to the public and that this order be reviewed every 12 months.**

Moved Councillor Kane, Seconded Councillor Smedley

Carried

CONFIRMED

19 June 2024

MAYOR