

Confidential Minutes of the Ordinary Meeting of Council of the City of Holdfast Bay held in the Council Chamber, Glenelg Town Hall, Moseley Square, Glenelg, on Tuesday 27 August 2019.

17. ITEMS IN CONFIDENCE

17.1 Beach Concerts (Report No: 321/19)

Three major beach concerts for 2019 and 2020 will be announced in September and October. This report was to advise Council of these upcoming concerts and that they embargoed until the below announcement dates.

Motion – Exclusion of the Public – Section 90(3)(b) Order C270819/1600

1. That pursuant to Section 90(2) of the *Local Government Act 1999* Council 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: 321/19 Beach Concerts, in confidence.

2. That in accordance with Section 90(3) of the *Local Government Act 1999* Council is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 321/19 Beach Concerts on the following grounds:

b. pursuant to section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business; would prejudice the commercial position of the Council.

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 Council 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 Lonie, Seconded Councillor Smedley

Carried

Councillor Snewin left the chamber at 8.34pm.

Councillor Snewin re-joined the chamber at 8.36pm.



Motion

C270819/1601

1. That Council endorse the scheduled beach concerts 2019 / 2020.

Moved Councillor Abley, Seconded Councillor Lonie

Carried Unanimously**RETAIN IN CONFIDENCE - Section 91(7) Order**

C270819/1602

2. That having considered Agenda Item 17.1 Beach Concerts (Report no: 321/19) in confidence under section 90(2) and (3)(b) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that report and minutes be retained in confidence for a period of 18 months, and the concert details be released after the specific embargo dates identified in this report.

Moved Councillor Lonie, Seconded Councillor Lindop

Carried Unanimously17.2 **URGENT BUSINESS - Moseley Beach Club****Motion – Exclusion of the Public – Section 90(3)(b) Order**

C270819/1603

1. That pursuant to Section 90(2) of the *Local Government Act 1999* Council 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 a question, in confidence.
2. That in accordance with Section 90(3) of the *Local Government Act 1999* Council is satisfied that it is necessary that the public be excluded to consider the question on the following grounds:
 - b. pursuant to section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the Council is conducting business; would prejudice the commercial position of the Council.

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 Council 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 Bouchee, Seconded Councillor Abley

Carried

Councillor Bouchee asked a question about the similarity of the Moseley Beach Club finances for 2018 and 2019.

The General Manager Community Services, Ms M Lock provided a response.

CONFIRMED **Tuesday 10 September 2019**



MAYOR

CONFIDENTIAL