**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 23 August 2022.**

**18. ITEMS IN CONFIDENCE**

 18.6 **Commercial Activation, Spring 2023** (Report No: 316/22)

 **Motion – Exclusion of the Public – Section 90(3)(d) Order C230822/7233**

**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: 316/22 Commercial Activation, Spring 2023 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: 316/22 Commercial Activation, Spring 2023 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 prejudice the commercial position of the person who supplied the information.**

**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 Fleming, Seconded Councillor Lonie **Carried Unanimously**

Andrew Kay and Associates Pty Ltd have expressed interest in using Wigley Reserve as the venue for their 2023 season of the commercial activation Monet in Paris. This report summarised the terms of the proposed agreement for Council endorsement.

 **Motion C230822/7234**

1. **That Council endorse granting Andrew Kay and Associates Pty Ltd a licence to operate the Monet in Paris activation on Wigley Reserve during Spring 2023, under the terms outlined in the report.**

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

**2. That having considered Agenda Item 18.6 316/22 Commercial Activation, Spring 2023 in confidence under section 90(2) and (3) (d) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report and minutes relevant to this item be retained in confidence for a period of 24 months and that this order be reviewed every 12 months.**

Moved Councillor Miller, Seconded Councillor Abley **Carried Unanimously**

**CONFIRMED 13 September 2022**

**MAYOR**