

18.4 Glenelg Town Hall – Commercial Area – Summer Pop Up (Report No: 315/22)**Motion – Exclusion of the Public – Section 90(3)(b) Order****C090822/2702**

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: 315/22 Glenelg Town Hall – Commercial Area – Summer Pop Up 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: 315/22 Glenelg Town Hall – Commercial Area – Summer Pop Up 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 proposing to conduct business or 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 Fletcher, Seconded Councillor Fleming

Carried Unanimously

This report presented the findings of discussions with potential operators of the Commercial Areas within the Glenelg Town Hall. With the feedback received Administration is proposing a temporary Pop Up offering be initialised to activate the space over the Summer Period.

Motion**That Council:**

1. endorse a recommendation to lease the commercial space on a short term basis to activate the space;

2. endorse the request for the Expression of Interest (EOI) to proceed to market; and
3. authorise the Chief Executive Officer to enter into and execute the short term lease.

RETAIN IN CONFIDENCE - Section 91(7) Order

C090822/7203

4. That having considered Agenda Item 18.4 Report No: 315/22 Glenelg Town Hall – Commercial Area – Summer Pop Up 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 the Report and Minutes relevant to this item be retained in confidence for a period of 18 months and/or the Chief Executive Officer is authorised to release the documents thereafter.

Moved Councillor Patton, Seconded Councillor Chabrel

Carried Unanimously

Item Withdrawn

At the request of the Chief Executive Officer, **Item 18.5 Glenelg Foreshore Amusement Device** (Report No: 318/22) was withdrawn from the Council Agenda.

CONFIRMED

23 August 2022

MAYOR