

ITEM NUMBER: 14.1

ATTACHMENT 2

JETTY ROAD MAINSTREET COMMITTEE MINUTES – 6 MARCH 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 considers the Report and the documents in confidence under Part 3 of the Act, specifically on the basis that the 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.**

Confidential Minutes of the Jetty Road Mainstreet Committee meeting held in the Mayor's Parlour, Glenelg Town Hall, Moseley Square, Glenelg on Wednesday 7 March 2024.

10. ITEMS IN CONFIDENCE

10.1 Winter Activation (Report No: 61/24)

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

1. That pursuant to section 90(2) of the *Local Government Act 1999* the 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: 61/24 Winter Activation in confidence.

2. That in accordance with section 90(3) of the *Local Government Act 1999* the Committee is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 61/24 Winter Activation 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 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 A Warren, Seconded T Beatrice

Carried

At the Jetty Road Mainstreet Committee (JRMCM) meeting held on 13 December 2023, the JRMCM endorsed Council to negotiate a three-year agreement with Gluttony Food and Wine Pty Ltd for the delivery of the Glenelg Winter Arts Festival. A draft licence agreement was negotiated and presented for Council approval at their meeting on 27 February 2024. It is now being presented to JRMCM for endorsement prior to execution.

Motion:

That the Jetty Road Mainstreet Committee endorses Council to execute a three-year licence agreement with Gluttony Food and Wine Pty Ltd for the delivery of the Glenelg Winter Arts Festival, subject to minor changes of wording as required.

Moved Councillor Abley, Seconded T Beatrice

Carried

RETAIN IN CONFIDENCE - Section 91(7) Order

That having considered Agenda Item 10.1, Winter Activation in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Committee, pursuant to section 91(7) of that Act orders that the report, attachment and minutes relevant to this item be retained in confidence for a period of 12 months and/or the Chief Executive Officer is authorised to release the documents when the negotiations have been finalised and that this order be reviewed every 12 months

Moved A Warren, Seconded T Beatrice

Carried

CONFIRMED 3 April 2024

CHAIR