

CONFIDENTIAL ITEMS 2003 – SEPTEMBER 2016

#	Date	Item Title	Confidential Order Details	Item being kept confidential - Agenda/ Attachment/ Minutes	Reason regarding retention or recommend-action to release	Resolution Regarding Action	Last Review Date	Next Review Date	Date Released
112	17 October 2016	Mount Barker City Centre Land Strategy	<p>1. Pursuant to Section 90(3)(b)</p> <p>Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except the Chief Executive Officer, four General Managers and Senior Policy Planner and the Minute Secretary be excluded from attendance at the meeting for Agenda Item Mount Barker City Centre Land Strategy</p> <p>The Council is satisfied that 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:</p> <ul style="list-style-type: none"> <li>- conducting business; or</li> <li>- proposing to conduct business; and</li> <li>- would prejudice the commercial position of the Council</li> </ul> <p>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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal for the benefit of the Council and the</p>	Council report, related documents and all minutes be retained in confidence with the exception of the letter exchange with the Mount Barker District Residents' Association, until the Council has concluded commercial negotiations or no longer has a direct interest in any of the strategic sites referenced in this item or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.	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 continued non-disclosure of this information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information. The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of Council's commercial position may severely prejudice Council's ability to be able to negotiate a cost-effective proposal	Until the Council has concluded commercial negotiations or no longer has a direct interest in any of the strategic sites referenced in this item or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		4 Sept 17	<i>Attachment 3 only released on web 22/12/16</i>

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			community in this matter.  <b><u>Section 91(7) Order</u></b>  5. <u>Pursuant to Section 90 (3) (b) &amp; (d)</u>  That having considered Agenda Item Mount Barker City Centre Land Strategy in confidence under 90(2) and (3)(b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, related documents and all minutes be retained in confidence with the exception of the letter exchange with the Mount Barker District Residents' Association, until the Council has concluded commercial negotiations or no longer has a direct interest in any of the strategic sites referenced in this item or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		for the benefit of the Council and the community in this matter.				

	Part Information released
	Information remains Confidential

Attachment 3 to Item 17.1



Mt Barker & District Residents' Association Inc

PO Box 19 Mount Barker, South Australia 5251

*For the Community*

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5 October 2016

Ann Ferguson  
The Mayor  
Mount Barker District Council  
6 Dutton Road  
Mount Barker SA 5251

Dear Mayor Ann

**RE: Investment in a Town Square**

This Association requests that the Mount Barker District Council become a fractional investor in the DomaCom fund to purchase the whole block offered for sale by Woolworths, bounded by Druids Avenue and Morphett, Hutchinson and Stephen Streets, as Stage 1 of the Mount Barker Town Square Development promoted by our Association.

The Council would be a fractional investor in the project, as explained at the Informal Session on Tuesday 4th October by the Association and DomaCom representatives.

Yours sincerely

Dianne van Eck  
Chairperson