

CONFIDENTIAL ITEMS 2003 – AUGUST 2025

#	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
235	4 March 2024	Mount Barker District Council and Alano Utilities Commercial Arrangement	<u>Section 90 (3) (d) Order Pursuant to Section 90(3)(d)</u> 1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, Executive Manager, General Manager Corporate Services, Head of Wastewater, Manager Wastewater Capital Delivery, Manager Wastewater Business Development and Customer Relations, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Mount Barker District Council and Alano Utilities Commercial Arrangement. The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • to confer a commercial advantage on a third party. 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. 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 this information may result in a competitor receiving the information to the detriment of the	Council report, attachment and all minutes	The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or • to confer a commercial advantage on a third party. 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	Council report, attachment and all minutes be retained in confidence until the contract or any agreement comes to an end or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		Within 12 months	<i>Report, Attachments and Minutes released on website 14 October 2025</i>

CONFIDENTIAL ITEMS 2003 – AUGUST 2025

#	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
			Wastewater Service. <u>Section 91(7) Order</u> <u>Pursuant to Section 91(7)</u> 5. That having considered Agenda Item 18.2 Mount Barker District Council and Alano Utilities Commercial Arrangement in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the contract or any agreement comes to an end or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.		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 this information may result in a competitor receiving the information to the detriment of the Wastewater Service.				

18.2 **REPORT TITLE:** **CONFIDENTIAL: MOUNT BARKER DISTRICT COUNCIL AND ALANO UTILITIES COMMERCIAL ARRANGEMENT**

DATE OF MEETING: **4 MARCH 2024**

FILE NUMBER: **DOC/24/22745**

ATTACHMENTS: **1. DOC/24/16927 - IAWB INFORMATION REPORT - WW SERVICE AND ALANO UTILITIES MEETING - 19 FEBRUARY 2024**
2. DOC/24/24123 – EMAIL TO FRASER BELL OF THOMSON GEER – 8 FEBRUARY 2024
3. DOC/24/24180 – MDPA SECTORS MAP – 21 FEBRUARY 2024
4. DOC/22/116794 – PLAN SHOWING PARCELS UNDERSTOOD TO BE SERVICED BY ALANO UTILITIES – 6 SEPTEMBER 2022

Key Contact Michael Wundke, Manager Wastewater Business Development & Customer Relations

Manager/Sponsor Helen Edmonds, Head of Wastewater

Community Plan 2020-2035:

Community Wellbeing

CW 4.3 - Undertake town planning, infrastructure provision and asset management to facilitate healthy lifestyles and safety.

CW 4.4 - Provide wastewater treatment services to deliver public health environmental and economic outcomes and climate change adaptation solutions.

Ecological Sustainability

ES 1.4 - Apply a high standard of built and operational sustainability performance in infrastructure projects of Council.

ES Objective 5.1 Continue to build on Council's reputation as a leader in wastewater management and promote water recycling and reuse.

Economic Prosperity

EP 3.2 - Collaborate on investment in new and existing infrastructure assets to underpin a sustainable economy.

Annual Business Plan:

N/A

Purpose:

To seek endorsement from Council for the Chief Executive Officer or nominated delegate to enter into Commercial Arrangements between Alano Utilities and the Wastewater Service.

Summary – Key Issues:

1. Alano Utilities are a direct competitor of the Wastewater Service providing wastewater services to customers mainly within the Eastern Sector of the MDPA.
2. Following a meeting between Council and Alano Utilities in February, a potential commercial partnership opportunity has arisen.
3. The partnership would ultimately reduce risk in the event Alano Utilities cease to service their customers in the Mount Barker MDPA and the Wastewater Service become the preferred operator.

Recommendation:

That Council:

Section 90 (3) (d) Order**Pursuant to Section 90(3)(d)**

1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager Infrastructure, Executive Manager, General Manager Corporate Services, Head of Wastewater and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Mount Barker District Council and Alano Utilities Commercial Arrangement.

The Council is satisfied that pursuant to Section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda item are 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 or
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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. 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 this information may result in a competitor receiving the information to the detriment of the Wastewater Service.

2. **Endorse in principle entering into a commercial agreement with Alano Utilities for collection and treatment of wastewater from developments they service for a fee and;**
3. **Delegate authority to the Chief Executive Officer, or their delegate, undertake commercial negotiations and enter into an agreement with Alano Utilities for collection and treatment of wastewater from developments they service for a fee; and**
4. **Delegate authority to the Chief Executive Officer, or their delegate, to negotiate and enter into future commercial agreements of this type with Alano Utilities with the Chief Executive Officer, or their delegate, to provide reports to Council meetings on the outcomes of these negotiations without the public disclosure of any commercial in confidence information.**

Section 91(7) Order

Pursuant to Section 91(7)

5. **That having considered Agenda Item 18.2 Mount Barker District Council and Alano Utilities Commercial Arrangement in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the contract or any agreement comes to an end or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.**

Background:

1. Alano Utilities are a private South Australian wastewater utility company.
2. They provide local sewerage services for a number of communities in South Australia.
3. In Mount Barker, they are a competitor of the Wastewater Service and operate mainly within the Eastern Sector of the MDPA (see attachment 3 and 4).
4. In the past there have been discussions held between Wastewater Service staff and Alano Utilities.
5. These discussions ranged from collaboration together, recycled water distribution and takeover of infrastructure.
6. Discussions between Alano Utilities and the Wastewater Service have been minimal over the past 24 months.

7. An action from the Informal Advisory Wastewater Board (IAWB) meeting in September 2023 was to contact Alano Utilities and arrange a meeting for an update on their current and future operations within Mount Barker.

Discussion:

8. Manager Wastewater Business Development and Customer Relations, Michael Wundke, arranged a meeting with the director of Alano Utilities, Mark Catalano, for 2 February 2024.
9. Items discussed included:
 - Construction status update for the Alano Utilities treatment facility at Kanmantoo;
 - Alano Utilities plans for the future; and
 - General discussion on Wastewater Service activities.
10. The discussion was very positive and Mark indicated his desire to work with the Wastewater Service wherever possible to benefit both parties, and appreciation of the discussion.
11. A follow up email was sent on 5 February 2024 by Michael Wundke thanking Mark for his time and confirming the Wastewater Service will be in contact within the coming months for another catch up.
12. On 6 February 2024, Mark contacted Michael Wundke by phone in regard to an upcoming Alano Utilities development in the Eastern Sector of the MDPA.
13. Mark proposed that in lieu of Alano Utilities constructing infrastructure to service this development, the Wastewater Service and Alano Utilities would instead enter into a commercial arrangement.
14. This arrangement would involve Alano Utilities discharging into wastewater infrastructure owned and operated by the Wastewater Service for a fee payable to the Wastewater Service.
15. What this fee structure looks like is yet to be determined and will be negotiated between Alano Utilities and the Wastewater Service.
16. Alano Utilities already have commercial arrangements of this type in place throughout different parts of South Australia with SA Water.
17. On 8 February 2024 Michael Wundke contacted Fraser Bell at Thomson Geer Lawyers to seek legal advice on the matter.
18. Fraser has been involved representing the Wastewater Service previously in matters relating to Alano Utilities.
19. Thomson Geer will having considered the agreement to be provided by Alano Utilities solicitors, Eckermanns Lawyers:
 - Advise on the commercial risks
 - Suggest any amendments to the agreement
 - Advise on regulatory matters associated with the connection of an Alano Utilities to the Wastewater Service owned and operated infrastructure including advice on the NWI Pricing Principles and ESCOSA Price Determination
 - Meet with Wastewater Service representatives and Eckermanns Lawyers as required; and
 - Communicate with the Wastewater Service and Eckermanns as required.

20. As at 20 February 2024, Thomson Geer and Eckermanns Lawyers have commenced preliminary discussions.
21. Any commercial arrangement with Alano Utilities would be deemed a positive as any income received is income that has not previously been forecast for the Wastewater Service in the Long Term Financial Model.
22. Collaboration with Alano Utilities will reduce and mitigate the risk that if Alano Utilities were to cease operation in the Mount Barker MDP, commercial arrangements like the discharge of effluent from Alano Utilities serviced developments would already be in place simplifying the transition to the Wastewater Service as the operator of this infrastructure.
23. It is recommended Council approve the Chief Executive Officer or delegate to negotiate terms of an agreement with Alano Utilities for both this current opportunity and future opportunities.

Community Engagement:

Informing only	Confidential report. Limited information will be available to the community via the Council website until the need for confidentiality ceases to exist.
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Policy:

The following policies are applicable;

- Asset Management Policy
- Wastewater Accounting Principles Policy
- Commercial Policy

Long Term Financial Plan:

The project is not included in the current Wastewater Service Long Term Financial Plan.

Budget:

Any revenue generated from this agreement or any future agreements will be incorporated in Wastewater Service budgets.

Statutory/Legal:

- Local Government Act 1999

Staff Resource Requirements:

Will be incorporated into delegated staff work plans.

Environmental:

N/A

Social:

N/A.

Risk Assessment:

The aim of the commercial arrangement is to reduce risk associated with Alano Utilities infrastructure in the event that the Wastewater Service were required to take over Alano Utilities infrastructure in the near future. Facilitating this agreement would be a proactive step in the right direction for any takeover plans that may arise.

Asset Management:

If a commercial agreement is entered into by both parties, there will be an impact to council wastewater assets. It is envisaged that Alano Utilities will continue to maintain wastewater infrastructure within the boundaries of these developments and a connection point will be approved to the Wastewater Service network.

Conclusion:

It is recommended to Council that approval is given to the Chief Executive Officer or delegate to negotiate terms of a commercial agreement with Alano Utilities.

RELEASED

5.5 REPORT TITLE: WASTEWATER SERVICE AND ALANO UTILITIES MEETING - 2 FEBRUARY 2024

DATE OF MEETING: 19 FEBRUARY 2024

FILE NUMBER: DOC/24/16927

ATTACHMENTS: NIL

Key Contact Michael Wundke, Manager Wastewater Business Development & Client Relations

Informal Advisory Wastewater Board Terms of Reference:

3.1 Provide advice to the CEO on matters related to strategic investigations and decisions regarding the Wastewater Service to assist Council in its decision making.

Purpose:

To provide notes from Michael Wundke and Mark Catalano meeting 2 February 2024.

Summary – Key Issues:

1. An action at the previous board meeting was to make contact and organise a meeting with Alano Utilities.
2. Manager Wastewater Business Development & Client Relations Michael Wundke contacted Alano Utilities Director Mark Catalano.
3. The meeting was scheduled for 2 February 2024 and following report provided.

Background:

Who

1. Alano Utilities are a SA based water utility and water treatment company.
2. They provide local sewerage services for a number of communities in South Australia.
3. In Mount Barker, they are a competitor of the Wastewater Service and operate mainly within the Eastern Sector of the MDPA.

History

4. In the past there have been discussions held between Council staff and Alano Utilities.
5. These discussions ranged from collaboration together, recycled water distribution and takeover of infrastructure.

6. Following Brian Clancey's retirement last year and in addition to the board action from Septembers IAWB meeting, it was timely to reach back out for a meeting for an update and general discussion.

Discussion:

7. Items for discussion included:
 - their current construction status update for the Alano treatment plant at Kanmantoo
 - the neighbouring Neutrog facility regarding the ongoing odour issues
 - their plans for the future
 - General discussion (our plant / collaboration / history).

Alano Treatment Plant Kanmantoo

8. Alano Utilities are currently constructing additional balancing storage and carrying out upgrade works to their treatment plant at Kanmantoo.
9. Mark advised this is moving slowly due to some other pressing issues (see Neutrog below).
10. Mark advised that recycled water they produce from their plant is not an interest for them.
11. Alano Utilities have been approached by a couple of farmers that are interested in recycled water and indicated there was a possibility they may supply them B class recycled water.
12. These farmers are within close proximity to the Alano Utilities treatment plant.
13. How the farmers would be supplied recycled water to their properties wasn't discussed.
14. Recycled water for the Wastewater Service is a key area for the service moving forward.

Neutrog Facility Kanmantoo

15. The Neutrog plant in the Kanmantoo region has had a negative impact on Alano Utilities.
16. This is due to the odour in the area, presumed to be from the Neutrog plant.
17. He advised that it has been a difficult and tricky situation but they are working through it slowly.

Plans for the future

18. Alano Utilities have no intention to actively seek more development sites within the MDP.
19. Mark advised that Alano Utilities are currently working on larger projects to the north of Adelaide that are taking up majority of their time (developments with 15,000+ houses).
20. I asked if they had plans to expand further west beyond Wellington Road from Paech Rd.
21. Mark advised there were no plans to expand over Wellington Road.

22. In an instance a developer approached Alano Utilities and enquired about a wastewater connection to a development, Alano would explore the opportunity.

General Discussion

23. The Springs Road WWTP and the upgrade to the Laratinga Water Recovery Plant (LWRP) were discussed.
24. The current plant is end of life and inflows currently exceeded and Mark suggested the possibility of collaboration in allowing the Wastewater Service to discharge to the Alano Utilities network.
25. Further investigation would be required to explore whether this option would be feasible.
26. The purpose would be to assist in nursing the Springs Rd WWTP through until the LWRP is commissioned.
27. I informed him that I would report our catch up discussion back to our board.
28. I suggested we catch up again in one – two months once we had both had a chance to digest the information.
29. Mark was very open to working together wherever possible to benefit both parties and appreciated the catch up.
30. A follow up email was sent on 5 February 2024 by Michael Wundke thanking him for his time and that Wastewater Service will be in contact within the coming months.

Conclusion:

Wastewater Service to continue to engage in regular discussions with Alano Utilities to continue to build the relationship between both parties.

Maree Barns

From: Michael Wundke
Sent: Wednesday, 21 February 2024 2:09 PM
To: Bell, Fraser; Livingston, Emily
Subject: RE: Mount Barker District Council - Alano Utilities

Importance: High

Hi Fraser.

Apology for the delay I have been in meetings for most of yesterday afternoon and this morning. Just catching up now.

I spoke to Mark Catalano who quoted that "he heard from the team that the cost if Alano discharged into SA Water would be \$75 per year per customer".

There will be approximately 100 allotments within this particular development. I need to go back to him with a counter offer as \$75 per allotments is very very low.

To give you an idea – Alano charge their annual service charges based as a percentage on the capital value of the property as per below.

CURRENT RATES 2023-2024

Sewerage Rates are calculated as a percentage of the capital value of the property or the declared minimum rate, whichever is the greater:

- Residential: \$0.36950 per \$1000 of property value
- Non-residential: \$0.458750 per \$1000 of property value

The current minimum rate for 2023-2024 is \$80.80 per quarter or \$323.20 per annum.

Based on a home with a capital value of \$500,000 (which most of them will be within this development once completed), annual rates applicable would be \$739 per annum.

- They are not having to construct any infrastructure (significant saving for them not having to construct a pump station and 1.1km rising main). High level estimate \$300-\$400k.
- They will also be collecting the connection fees or capital contributions from each allotment. These may range anywhere between \$4000-\$8000 per allotment.
- They will not have any transportation, treatment and/or disposal of the effluent costs from this development land.
- They will however still be responsible for the ongoing maintenance of internal infrastructure within the development and responsible for any call outs that may arise from network chokes and blockages within the boundaries of the development, unless we come to an additional agreement for the Wastewater Service to do this and call out rates will apply and be on charged to Alano.

With all that said and pending our Finance Teams views and thoughts, I believe \$400-\$500 an allotment is where we need to be to facilitate a deal. This covers our cost with a small allowance per allotment for capital contribution. Also noting that with this first deal we need to get it right as negotiation on any future deals will be tricky. Might be able to go 10% above or below this number.

As for price escalation method, I propose similar method that sits within our wastewater commitment deeds in Sections 5 and 6. I have attached a model deed for your review.

I will discuss with finance and Helen today and go back to Mark with a counter offer that is higher than the above with negotiation room to come down to an acceptable level for us.

If you require any further details or would like to discuss please reach out at any time.

Kind regards,

Michael Wundke

Manager Wastewater Business Development & Customer Relations



MOUNT BARKER
DISTRICT COUNCIL

M 0409 287 180 | **T** 08 8391 7200 | **F** 08 8391 7299

6 Dutton Road, Mount Barker, South Australia, 5251

PO Box 54, Mount Barker, South Australia, 5251

E mwendke@mountbarker.sa.gov.au | **W** www.mountbarker.sa.gov.au

From: Bell, Fraser <fbell@tglaw.com.au>

Sent: Tuesday, 20 February 2024 12:06 PM

To: Michael Wundke <mwendke@mountbarker.sa.gov.au>; Livingston, Emily <elivingston@tglaw.com.au>; Bell, Fraser <fbell@tglaw.com.au>

Subject: Fwd: Mount Barker District Council - Alano Utilities

[Confidential]

Michael. Can I have your instructions? It seems reasonable that the dollars are agreed before we go too much further.

I note this is an annual fee not a volumetric fee. Is that a risk that requires some discussion? Presumably there will be boundaries around volumes.

Secondly if the figure is agreed what is the escalation method ?

Fraser Bell

Fraser Bell | Partner

Thomson Geer

T +61 8 8236 1225 | **M** 0419 816 464

Level 7, 19 Gouger Street, Adelaide SA 5000 Australia

fbell@tglaw.com.au | tglaw.com.au

Advice | Transactions | Disputes

Begin forwarded message:

From: Janine Carroll <janine@eckermannlawyers.com.au>

Date: 20 February 2024 at 12:30:16 AEDT

To: "Livingston, Emily" <elivingston@tglaw.com.au>

Cc: "Bell, Fraser" <fbell@tglaw.com.au>

Subject: RE: Mount Barker District Council - Alano Utilities

Hello Emily

Thank you for your email, and for touching base on this one.

I also trust you are well.

Following my discussion with Fraser last week, I understand that our client proposed a rate of \$75 per dwelling (per year) be paid to your client.

Can you please let me know if that rate has been accepted by your client?

I can then attend to finalising an agreement.

I look forward to hearing from you.

Kind regards
Janine

Janine Carroll
Associate Director
D: 08 8235 3968

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LAWYERS | LAWYERS | GAWLER | MT BARKER
PROPERTY FORMS | GILLES PLAINS | MT GAMBIER
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From: Livingston, Emily <elivingston@tglaw.com.au>
Sent: Monday, 19 February 2024 1:24 PM
To: Janine Carroll <janine@eckermannlawyers.com.au>
Cc: Bell, Fraser <fbell@tglaw.com.au>
Subject: Mount Barker District Council - Alano Utilities

You don't often get email from elivingston@tglaw.com.au. [Learn why this is important](#)

[Confidential]

Good afternoon Janine,

I hope you are well.

I work with Fraser Bell.

I am touching base following on from your discussion with Fraser last Thursday regarding the Mount Barker District Council (MBDC) matter with Alano Utilities.

Can you please advise when you will be in a position to provide the draft agreement for our client's consideration?

I look forward to hearing from you.

Kind regards,
Emily

Emily Livingston | Associate

Thomson Geer

T +61 8 8236 1110 | **M** +61 491 945 774

Level 7, 19 Gouger Street, Adelaide SA 5000 Australia

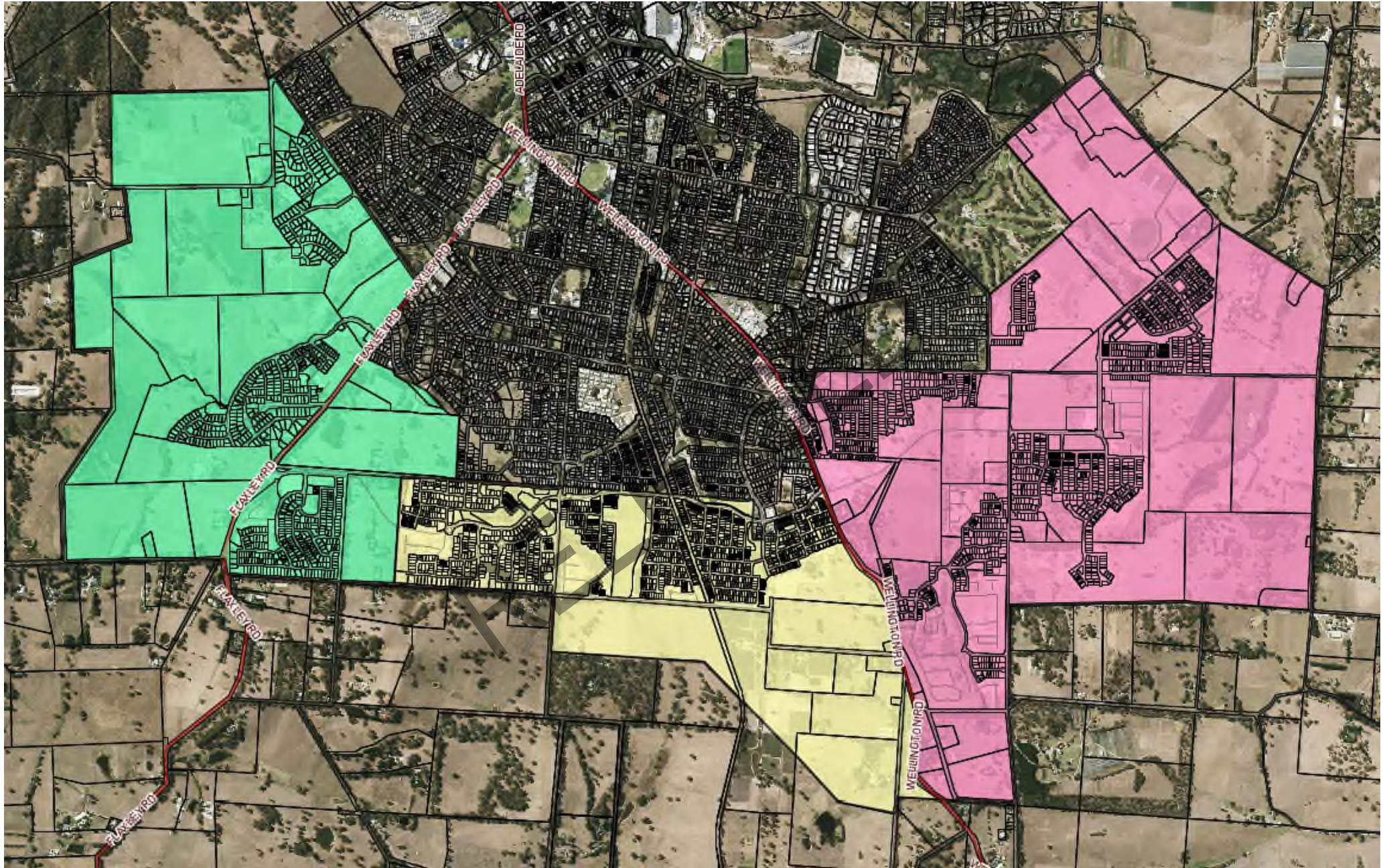
elivingston@tqlaw.com.au | tqlaw.com.au

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#####

RELEASED



Legend

Town Boundaries



State Roads (DIT)



Property Boundaries

MDPA Boundaries

Residential Neighbourhood Zone



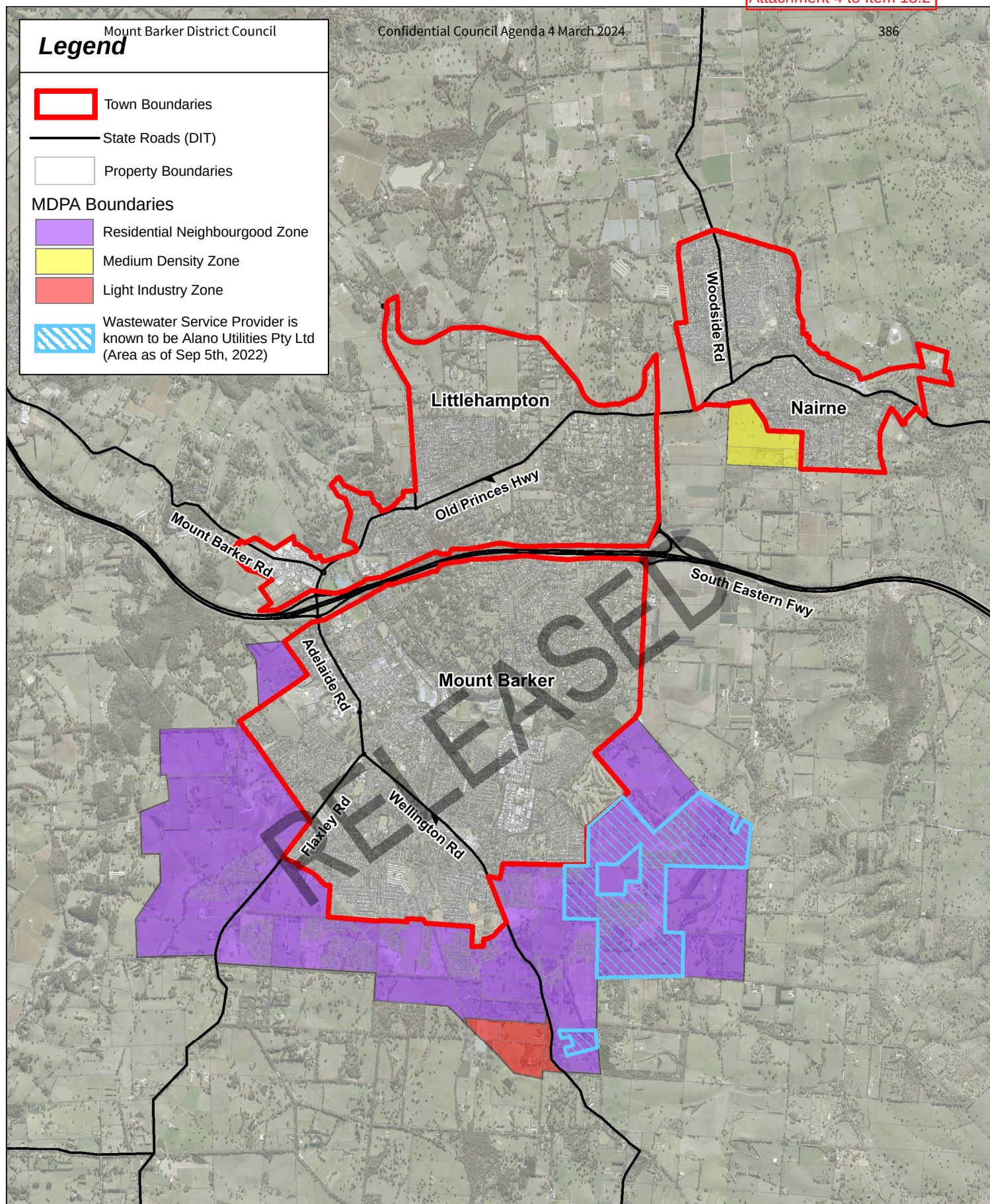
Medium Density Zone



Light Industry Zone



Wastewater Service Provider is known to be Alano Utilities Pty Ltd (Area as of Sep 5th, 2022)



0 4,000

Metres

Scale:
1:55,000 @ A4

MDPA_Town_Boundary_Map.wor

Date Compiled: 05/Sep/2022

Mount Barker District Council

MDPA Rezoned Land & Town Boundary**MOUNT BARKER**
DISTRICT COUNCIL**Mount Barker District Council**
6 Dutton Road
Mount Barker SA 5251

Telephone (08) 8391 7200

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18.2

REPORT TITLE: CONFIDENTIAL: MOUNT BARKER DISTRICT COUNCIL AND ALANO UTILITIES COMMERCIAL ARRANGEMENT

DATE OF MEETING: 4 MARCH 2024

FILE NUMBER: DOC/24/22745

ATTACHMENTS:

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4. DOC/22/116794 PLAN SHOWING PARCELS UNDERSTOOD TO BE SERVICED BY ALANO UTILITIES - 6 SEPTEMBER 2022

Moved Councillor Hewett that Council:

Section 90 (3) (d) Order

Pursuant to Section 90(3)(d)

1. Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, General Manager



Infrastructure, Executive Manager, General Manager Corporate Services, Head of Wastewater, Manager Wastewater Capital Delivery, Manager Wastewater Business Development and Customer Relations, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 18.2 Mount Barker District Council and Alano Utilities Commercial Arrangement.

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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 this information may result in a competitor receiving the information to the detriment of the Wastewater Service.

Seconded Councillor Westwood

CARRIED
OM20240304.26

Moved Councillor Westwood that Council:

2. Endorse in principle entering into a commercial agreement with Alano Utilities for collection and treatment of wastewater from developments they service for a fee and;
3. Delegate authority to the Chief Executive Officer, or their delegate, undertake commercial negotiations and enter into an agreement with Alano Utilities for collection and treatment of wastewater from developments they service for a fee; and
4. Delegate authority to the Chief Executive Officer, or their delegate, to negotiate and enter into future commercial agreements of this type with Alano Utilities with the Chief Executive Officer, or their delegate, to provide reports to Council meetings on the outcomes of these negotiations without the public disclosure of any commercial in confidence information.



Seconded Councillor Seager

CARRIED
OM20240304.27

Moved Councillor Seager that Council:

Section 91(7) Order

Pursuant to Section 91(7)

5. That having considered Agenda Item 18.2 Mount Barker District Council and Alano Utilities Commercial Arrangement in confidence under 90(2) and 3(d) of the Local Government Act 1999, the Council pursuant to Section 91(7) of the Act orders that the Council report, attachment and all minutes be retained in confidence until the contract or any agreement comes to an end or such lesser period as may be determined by the Chief Executive Officer and that this order be reviewed every 12 months.

Seconded Councillor Orr

CARRIED
OM20240304.28

MEETING DECLARED CLOSED AT 10:19PM



MAYOR

5. 4. 24

DATE