



MINUTES
of
SPECIAL COUNCIL MEETING

pursuant to the provisions of section 91 of the
Local Government Act 1999

held at

WALKERVILLE COUNCIL CIVIC CENTRE
COUNCIL CHAMBERS
66 WALKERVILLE TERRACE GILBERTON

on

THURSDAY 11 JULY 2024 AT 7.00PM

MINUTES

11 JULY 2024

The Presiding Member declared the meeting open at 7.00pm.

ACKNOWLEDGEMENT OF COUNTRY

Town of Walkerville would like to acknowledge the Kurna people as the traditional custodians of the land we are meeting on today, and respect their spiritual relationship with their country.

We recognise the many generations of stewardship the Kurna people have provided to this land, and respect that their cultural heritage and beliefs are as important today as they were for their ancestors.

1. ATTENDANCE RECORD

1.1 Present

Mayor Melissa Jones
Deputy Mayor John Zeppel
Cr Steven Rypp
Cr Liz Trotter
Cr James Williams
Cr Aman Kaur
Cr Anthony Vanstone

Staff in Attendance

Chief Executive Officer, Andrew MacDonald
Group Manager Finance, Muhammad Jawad
Group Manager Public Relations, Sarah Spencer
Group Manager Assets & Infrastructure, James Kelly
Strategic Projects Coordinator, Ross Oates
Team Leader People, Governance & Risk, Jim Dickens

Visitor

Michael Richardson (BRM Advisory)

1.2 Apologies

Nil

1.3 Not Present / Leave of Absence

Cr James Nenke

Cr Allanson is on a leave of absence from 1 August 2023 to 30 July 2024, inclusive **(CNC316/22-23)**.

2. DECLARATIONS OF INTEREST

Councillor Williams declared a general conflict of interest in agenda item 3.1, due to living adjacent to the site. Cr Williams advised that he will remain in the chambers, participate in the discussion and will vote.

3. DECISION REPORT

The Presiding Member sought leave of the meeting to consider Item 3.2 prior to Item 3.1. Leave was granted.

3.2 Major Projects Prudential Reports

CNC143/07/24

Moved: Cr Rypp

Seconded: Cr Zeppel

Confidentiality Recommendation (Public)

Pursuant to section 90(2) and 90(3)(k)

Pursuant to section 90(2) of the *Local Government Act 1999* (the **Act**) the Audit & Risk Committee orders that all members of the public, except the Chief Executive Officer, Andrew MacDonald; Group Manager Assets & Infrastructure, James Kelly; Group Manager Finance, Muhammad Jawad; Strategic Projects Coordinator, Ross Oates; Team Leader, People, Governance & Risk, Jim Dickens and Michael Richardson (BRM Advisory) be excluded from attendance at the meeting for Agenda Item 3.2 Major Projects Prudential Reports.

Council is satisfied that pursuant to section 90(3)(k) of the Act, the information be received, discussed, and considered in confidence as the information in relation to this agenda item contains tender details for the Walkerville Bowling & Community Club and 39 Smith Street Recreational Facility, being tenders for the provision of services and the carrying out of works.

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.

CARRIED

The time being 7.02pm the meeting moved into confidence.

CNC144/07/24

Moved: Cr Vanstone

Seconded: Cr Rypp

Confidentiality Recommendation (Public)

1. That Council receives the BRM Advisory 'Prudential Report' for the Walkerville Bowling & Community Club as provided in Attachment A to this report.
2. That Council receives the BRM Advisory 'Prudential Report' for the 39 Smith Street Recreational Facility as provided in Attachment B to this report.
3. That Council notes that the Strategic Risks raised within the Walkerville Bowling & Community Club and 39 Smith Street Recreational Facility prudential reports, will be closely monitored by the Project Management Team as a key item on ongoing project management meeting agendas.

CARRIED

CNC145/07/24

Moved: Cr Rypp

Seconded: Cr Zeppel

Confidentiality Recommendation (Public)

Pursuant to section 91(7)

That having considered Agenda Item 3.2 Major Projects Prudential Reports in confidence under section 90(2) & 90(3)(k) of the Local Government Act 1999, the Audit & Risk Committee, pursuant to section 91(7) of that Act orders that the report and all attachments to this Agenda Item be retained in confidence for a period of 5 years, and that pursuant to section 91(9)(c) of the Local Government Act 1999 the Council delegates to the Chief Executive Officer the review and power to revoke this Order.

CARRIED

The time being 7.06pm the meeting moved out of confidence.

Michael Richardson left the meeting at 7.06pm.

3.1 39 Smith Street Recreational Facility – Tender Selection

CNC140/07/24

Moved: Cr Trotter

Seconded: Cr Kaur

Confidentiality Recommendation (Public)

Pursuant to section 90(2) and 90(3)(k)

Pursuant to section 90(2) of the Local Government Act 1999 (the Act) the Council orders that all members of the public, except the Chief Executive Officer, Andrew MacDonald; Group Manager Assets & Infrastructure, James Kelly; Group Manager Finance, Muhammad Jawad; Group Manager Public Relations, Sarah Spencer; Strategic Projects Coordinator, Ross Oates; Team Leader, People, Governance & Risk, Jim Dickens and Michael Richardson (BRM Advisory) be excluded from attendance at the meeting for Agenda Item 3.1 39 Smith Street Recreational Facility – Tender Selection.

The Council is satisfied that pursuant to section 90(3)(k) of the Act, the information be received, discussed, and considered in confidence as the information in relation to this agenda item contains tender details for the 39 Smith Street Recreational Facility, being tenders for the provision of services and the carrying out of works.

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.

CARRIED

The time being 7.06pm the meeting moved into confidence.

The Presiding Member, with consent of two-thirds of members present suspended the meeting procedures pursuant to Regulation 20(1) of the Local Government (Procedures at Meetings) Regulations 2013 to allow informal discussion on Item 3.1 - Smith Street Recreational Facility – Tender Selection.

Formal meeting procedures were suspended at 7.08pm.

Formal meeting procedures resumed at 7.27pm.

CNC141/07/24

Moved: Cr Rypp

Seconded: Cr Kaur

Confidentiality Recommendation (Confidential)

1. That Council awards the 39 Smith Street Recreational Facility – Design & Construction project to Hutchinson Builders.
2. That Council authorises the Mayor and CEO to sign and seal the 39 Smith Street Recreational Facility works agreement once finalised.

CARRIED

CNC142/07/24

Moved: Cr Trotter

Seconded: Cr Vanstone

Confidentiality Recommendation (Public)

Pursuant to section 91(7)

That having considered Agenda Item 3.1 *39 Smith Street Recreational Facility – Tender Selection* in confidence under section 90(2) & 90(3)(k) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report and all attachments to this Agenda Item be retained in confidence for a period of 5 years and the minutes for this Agenda Item be retained in confidence until execution of a contract, and that pursuant to section 91(9)(c) of the *Local Government Act 1999* the Council delegates to the Chief Executive Officer the review and power to revoke this Order.

CARRIED

The time being 7.27pm the meeting moved out of confidence.

4. CLOSURE

The Presiding Member declared the meeting closed at 7.28pm.