



## *Yorke Peninsula Council*

# **NOTICE OF SPECIAL COUNCIL MEETING**

Notice is hereby given that a special meeting of Council  
will be held on Wednesday 23<sup>rd</sup> July 2014,  
in the Council Chambers,  
57 Main Street, Minlaton commencing at 5.30pm

Andrew Cameron  
CHIEF EXECUTIVE OFFICER

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# **A G E N D A**

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| ITEM 1 | <u>YORKE PENINSULA COUNCIL</u>                    |
| 1.1    | <u>Welcome by Mayor</u> – meeting declared opened |
| 1.2    | <u>Opening Prayer</u>                             |
| 1.3    | <u>Present</u>                                    |
| 1.4    | <u>Leave of absence</u><br>Nil                    |
| 1.5    | <u>Apologies</u><br>Nil                           |

1.6 Conflict of Interest

CONFLICT OF INTEREST

Elected Members are reminded of the requirements for disclosure by Members of direct or indirect pecuniary benefit or detriment and non-pecuniary benefit or detriment in accordance with Section 73 of the Local Government Act in items listed for consideration on the Agenda. Section 74 of the Local Government Act 1999 requires that Elected Members declare any interest and provide full and accurate details of the relevant interest to the Council prior to consideration of that item on the Agenda.

Each Member of a Council has a duty to vote at all meetings unless excepted by legislation.

The major exception being where a Member has a conflict of interest.

1.7 Minutes of previous meeting – for confirmation  
Nil

1.8 Motions on Notice  
Nil

1.9 Questions on Notice  
Nil

1.10 Questions without Notice

1.11 Petitions  
Nil

ITEM 7 GENERAL BUSINESS

Council has resolved that an Agenda Item “General Business” be included on the Council Agenda to enable members to raise matters of a minor nature for action by the Administration, or to call for reports.

ITEM 8 CONFIDENTIAL AGENDA  
1. CEO - Acquisition of Land

ITEM 9 NEXT MEETING  
Wednesday 13<sup>th</sup> August 2014

ITEM 10 CLOSURE

## **CHIEF EXECUTIVE OFFICER**

### **ITEM 8 – CONFIDENTIAL**

#### **1. ACQUISITION OF LAND**(File Ref: 9.24.1.1)

##### **INTRODUCTION**

For Elected Members to consider the acquisition of Council property.

##### **RECOMMENDATION**

###### **Section 90(3)(d) Order**

1. That pursuant to Section 90(2) of the Local Government Act 1999, the Council orders that the public be excluded from the meeting with the exception of the Chief Executive Officer, Executive Assistant to the CEO and Mayor, Director Corporate and Community Services, Director Development Services and Acting Director Assets and Infrastructure Services.

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 agenda item 8 As the report is for the acquisition of private property, disclosure –

- (1) “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
- (2) would, on balance, be contrary to the public interest.”

Accordingly, 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.

###### **Section 91(7) Order**

2. That having considered agenda item 8 Acquisition of Land in confidence under section 90 (2) and (3) (d) of the Local Government Act 1999, the Council, pursuant to section 91 (7) of that Act orders that the agenda report and minutes relevant to agenda item 8 titled Acquisition of Land be retained in confidence for a period of 12 months.

##### **COMMENT**

It is recommended that the public be excluded for consideration of this item to enable consideration in confidence under Section 90(3) (d) of the Local Government Act.

##### **LEGISLATION/POLICY/COUNCIL STRATEGIC PLAN**

Sections 90 & 91 - Local Government Act 1999

##### **FINANCIAL AND RISK MANAGEMENT CONSIDERATIONS**

Not applicable.