

# NOTICE OF MEETING

Pursuant to the provisions of section 88 (1) of the  
*Local Government Act 1999*

## Special Audit Committee Meeting of the



will be held in

**Council Chamber  
Redbanks Road  
Mallala**

on

**Monday 16 October 2023 at 4.00pm**

A handwritten signature in black ink, appearing to be "J. Miller", is located to the left of the name and title.

James Miller  
**CHIEF EXECUTIVE OFFICER**

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**1 ACKNOWLEDGEMENT OF COUNTRY**

The Audit Committee acknowledges that we meet on the traditional country of the Kurna people of the Adelaide Plains and pays respect to elders past, present and emerging. We recognise and respect their cultural heritage, beliefs and relationship with the land and we acknowledge that they are of continuing importance to the Kurna people living today.

**2 ATTENDANCE RECORD****3 BUSINESS ARISING****4 DECLARATION OF MEMBERS' INTEREST****5 QUESTIONS WITHOUT NOTICE****6 MOTIONS WITHOUT NOTICE****7 URGENT BUSINESS**

**8 CONFIDENTIAL ITEMS**

**8.1 TWO WELLS TOWN CENTRE DEVELOPMENT - LAND FACILITATION AGREEMENT (TERM SHEET) BETWEEN PREFERRED PROPONENT AND ADELAIDE PLAINS COUNCIL**

**RECOMMENDATION****“that:**

- 1. Pursuant to section 90(2) of the *Local Government Act 1999*, the Audit Committee orders that all members of the public, except Chief Executive Office, Director Corporate Services, Group Manager Development and Community, Director Finance, Director Infrastructure and Environment, Director Growth and Investment, Manager Governance, Ms Yari McCall Special Counsel, Norman Waterhouse Lawyers, Mr Ben Koop, Principal, Alinea Group, Executive Assistant to the Chief Executive Officer and Mayor/Administration and Support Officer/Minute Taker, Information Technology Officer be excluded from attendance at the meeting of the Audit Committee for *Item 8.1 Two Wells Town Centre Development - Land Facilitation Agreement (Term Sheet) between Preferred Proponent and Adelaide Plains Council*;**
- 2. The Audit Committee is satisfied that pursuant to section 90(3)(b) of the *Local Government Act 1999*, *Item 8.1 Two Wells Town Centre Development - Land Facilitation Agreement (Term Sheet) between Preferred Proponent and Adelaide Plains Council* concerns information of a confidential nature, the disclosure of which would involve the unreasonable disclosure of information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom Council is conducting, or proposing to conduct, business, or to prejudice the commercial position of Council; and**
- 3. The Audit Committee is satisfied the principle that Council meetings should be conducted in a place open to the public has been outweighed by the need to keep the information, matter and discussion confidential.”**

**RECOMMENDATION**

**“that the Audit Committee, having considered the matter of Item 8.1 *Two Wells Town Centre Development - Land Facilitation Agreement (Term Sheet) between Preferred Proponent and Adelaide Plains Council* in confidence under sections 90(2) and 90(3)(b) of the *Local Government Act 1999*, resolves that:-**

- 1. The Staff Report and the minutes pertaining to Item 8.1 *Two Wells Town Centre Development - Land Facilitation Agreement (Term Sheet) between Preferred Proponent and Adelaide Plains Council*, remain confidential and not available for public inspection until further order all award;**
- 2. Attachment 1 pertaining to Item 8.1 *Two Wells Town Centre Development - Land Facilitation Agreement (Term Sheet) between Preferred Proponent and Adelaide Plains Council* remain confidential and not available for public inspection until further order of Council except such disclosure as the Chief Executive Officer determines necessary or appropriate for the purpose of furthering the discussions or actions contemplated;**
- 3. Pursuant to section 91(9)(a) of the *Local Government Act 1999*, the confidentiality of the matter will be reviewed every twelve (12) months; and**
- 4. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, Council delegates the power to revoke this confidentiality order to the Chief Executive Officer.”**

**9 NEXT MEETING**

**10 CLOSURE**