

MINUTES

of the

Special Audit & Risk Committee Meeting



Held, pursuant to the provisions of the
Local Government Act 1999, in the

**Council Chamber
Redbanks Road
Mallala**

on

Monday 4 March 2024 at 4:30pm

The Chairperson formally declared the meeting open at 4:30pm.

1 ACKNOWLEDGEMENT OF COUNTRY

Audit and Risk 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

2.1 Present

Mr Alan Rushbrook (Chairperson)

Mr Peter Fairlie-Jones (Independent Member)

Mr Peter Scargill (Independent Member)

Deputy Mayor Marcus Strudwicke

Mayor Mark Wasley

Also in Attendance

Chief Executive Officer

Mr James Miller

Chief Financial Officer

Mr Rajith Udugampola

Acting Director Corporate Services

Ms Amy Fagan

Director Development & Community

Mr Michael Ravno

Director Infrastructure & Environment

Mr Thomas Jones

Acting Executive Assistant to the Mayor & Chief Executive Officer

Ms Lauren Bywaters

Governance Administration Officer (Minute Taker)

Ms Paige Graham

2.2 APOLOGIES

NIL

3 BUSINESS ARISING

Nil

4 DECLARATION OF MEMBERS' INTEREST

Nil

5 QUESTIONS WITHOUT NOTICE

Nil

6 MOTIONS WITHOUT NOTICE

Nil

7 URGENT BUSINESS

Nil

8 CONFIDENTIAL ITEMS**8.1 TWO WELLS TOWN CENTRE MARKET ENGAGEMENT - ADELAIDE PLAINS COUNCIL AND PREFERRED PROPONENT LAND FACILITATION AGREEMENT****COMMITTEE RESOLUTION 2024/11**

Moved: Deputy Mayor Strudwicke

Seconded: Mayor Wasley

“that

1. Pursuant to section 90(2) of the *Local Government Act 1999*, the Audit and Risk Committee orders that all members of the public, except:
 - Chief Executive Officer;
 - Chief Financial Officer;
 - Acting Director Corporate Services;
 - Director Infrastructure & Environment;
 - Director Development & Community;
 - Acting Executive Assistant to the CEO & Mayor;
 - Governance Administration Officer/Minute Taker;
 - Mr Sean Keenihan of Norman Waterhouse Lawyers;
 - Mr Marcus Wallman of Norman Waterhouse Lawyers;
 - Mr Ben Koop of Alinea Group;
 - Mr Paul Saunders of Alinea Group; and
 - Mr Mark Booth of BRM Advisorybe excluded from attendance at the meeting of the Audit and Risk Committee for Item 8.1 - *Two Wells Town Centre Market Engagement – Adelaide Plains Council and Preferred Proponent Land Facilitation Agreement*.
2. The Audit and Risk Committee is satisfied that pursuant to section 90(3)(b)(i) of the *Local Government Act 1999*, Item 8.1 - *Two Wells Town Centre Market Engagement – Adelaide Plains Council and Preferred Proponent Land Facilitation Agreement* concerns information of a confidential nature, 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;
3. The Audit and Risk Committee is satisfied the principal that 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.”

CARRIED UNANIMOUSLY

CONFIRMATION

Submitted to Committee for Match

COMMITTEE RESOLUTION 2024/17

Moved: Mayor Wasley

Seconded: Deputy Mayor Strudwicke

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

- 1. The report, Attachment 1, Attachment 2, and minutes pertaining to Item 8.1 - *Two Wells Town Centre Market Engagement – Adelaide Plains Council and Preferred Proponent Land Facilitation Agreement* remain confidential and not available for public inspection under further order of the Audit and Risk Committee;**
- 2. Pursuant to section 91(9)(a) of the *Local Government Act 1999*, the confidentiality of the matter will be reviewed every 12 months; and**
- 3. Pursuant to section 91(9)(c) of the *Local Government Act 1999*, the Audit and Risk Committee delegates the power to revoke this confidentiality order, in whole or part, to the Chief Executive Officer.”**

CARRIED

9 NEXT MEETING

Tuesday, 16 April 2024 at 4:30pm.

10 CLOSURE

There being no further business, the Chairperson declared the meeting closed at 5:33pm.

Confirmed as a true record.

Chairperson:.....

Date: ___/___/___