

# MINUTES

of

## Special Council Meeting



Pursuant to the provisions of Section 83 (2) of the  
*Local Government Act 1999*

HELD IN

**Council Chambers  
Redbanks Road,  
Mallala**

on

**Thursday 8 November 2018 at 6:00pm**

The Mayor formally declared the meeting open at 6:00pm.

**1. ATTENDANCE RECORD**

**1.1 Present:**

Mayor A J (Tony) Flaherty OAM JP

Councillor Melville Lawrence

Councillor P D (Joe) Daniele

Councillor Carmine Di Troia

Councillor Stephen Jones

Councillor Terry-Anne Keen

Councillor Karen McColl

**Also in Attendance:**

Chief Executive Officer

Mr James Miller

General Manager – Finance and Economic Development

Mr Rajith Udugampola

Governance Officer / Minute Taker

Ms Alyssa Denicola

**1.2 Apologies:**

Councillor Marcus (S M) Strudwicke

Councillor Margherita Panella

Councillor Eddie Stubing

**1.3 Not Present / Leave of Absence:**

Nil

**2. ADJOURNED BUSINESS**

Nil

**3. DECLARATION OF MEMBERS' INTEREST (material, actual, perceived)**

Nil

#### 4. ITEMS

- 4.1 Audit Committee – Meeting held 1 November 2018 – Adoption of Audited Annual Financial Statements 2017-2018

Moved Councillor Lawrence Seconded Councillor Jones 2018/479

**“that Council receives and notes the minutes of the Audit Committee meeting held on 1 November 2018, as presented at Attachment 1 to this Report.”**

**CARRIED**

- 4.1 Moved Councillor Keen Seconded Councillor McColi 2018/480

**“that Council, having considered Item 4.1 – *Audit Committee – Meeting held 1 November 2018 – Adoption of Audited Annual Financial Statements 2017-2018*, dated 8 November 2018, receives and notes the report and in doing so, receives and notes the Draft Audited Annual Financial Statements and notes forming part of the Annual Financial Statements for the 2017/2018 Financial Year.”**

**CARRIED**

- 4.1 Moved Councillor Lawrence Seconded Councillor Di Troia 2018/481

**“that Council, having considered Item 4.1 – *Audit Committee – Meeting held 1 November 2018 – Adoption of Audited Annual Financial Statements 2017-2018*, dated 8 November 2018:-**

1. Endorses Audit Committee Resolution 2018/044 and in doing so formally adopts the 2017/2018 Financial Year Annual Financial Statements and notes forming part of the statements, and authorises the same to be certified on behalf of Council by the Mayor and Chief Executive Officer; and
2. Notes that the Audit Committee has authorised the Audit Committee Chairman to sign the Certification of Auditor Independence.”

**CARRIED**

- 4.1 Moved Councillor Lawrence Seconded Councillor Di Troia 2018/482

**“that Council, having considered Update on Audit Committee Annual Work Program 2018-2019 endorses recommendation 2018/050 of the Audit Committee and in doing so acknowledges the progress made to complete the activities identified for the Audit Committee during the 2018/2019 Financial Year.”**

**CARRIED**

## 4.2 2018/2018 First Budget Update

Moved Councillor Lawrence Seconded Councillor Di Troia 2018/483

"that Council, having considered Item 4.2 – 2018/2019 – First Budget Update, dated 8 November 2018, receives and notes the report and in doing so:-

1. Receives and notes the project progress reports contained in Attachment 1 and 2 to the report; and
2. Pursuant to Regulation 9 (1)(a) of the *Local Government (Financial Management) Regulations 2011*, adopts the revised 2017/2018 Budgeted Financial Statements as contained within Attachment 3, that has been updated following the first budget review, with changes identified in Table 1, Table 2 and Table 3."

CARRIED

## 4.3 Community Land Management Plan 1 – Update

Moved Councillor Di Troia Seconded Councillor Lawrence 2018/484

"that Council, having considered Item 4.3 – *Community Land Management Plan 1 - Update*, dated 8 November 2018, receives and notes the report and acknowledges that public consultation will be undertaken, in relation to the amended Community Land Management Plan 1, at Council's cost, in accordance with Council Resolutions 2018/403 and 2018/404."

CARRIED

## 5. CONFIDENTIAL ITEM

## 5.1 Stony Point – Historical Asbestos Finding and Site Remediation

Moved Councillor Keen Seconded Councillor Daniele 2018/485

"that:-

1. Pursuant to section 90(2) of the *Local Government Act 1999*, Council orders that all members of the public, except Chief Executive Officer, General Manager – Finance and Economic Development and Governance Officer/Minute Taker, be excluded from attendance at the meeting of the Council for Agenda Item 5.1 – *Stony Point - Historical Asbestos Finding and Site Remediation*;
2. Council is satisfied that, pursuant to section 90(3)(b)(i) of the *Local Government Act 1999*, Agenda Item 5.1 – *Stony Point - Historical Asbestos Finding and Site Remediation* concerns information the disclosure of which could reasonably be expected to prejudice the commercial position of Council, being information relating to a potential contractual dispute, and would, on balance, be contrary to the public interest; and
3. Council is satisfied that 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."

 CARRIED



