

**Minutes of the Special Council meeting**  
**Held on Monday 4 February 2019**  
**in the**  
**Community Chambers "Wal Yuntu Warrin"**  
**Commencing at 6.31pm**

**ALEXANDRINA COUNCIL**

**MINUTES FOR THE SPECIAL COUNCIL MEETING  
TO BE HELD ON MONDAY 4 FEBRUARY 2019 COMMENCING AT 6.31PM  
IN THE COUNCIL COMMUNITY CHAMBERS “WAL YUNTU WARRIN” GOOLWA**

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**MINUTES OF THE ALEXANDRINA SPECIAL COUNCIL MEETING  
HELD IN THE ALEXANDRINA COUNCIL COMMUNITY CHAMBERS  
"WAL YUNTU WARRIN", GOOLWA  
ON MONDAY 4 FEBRUARY 2019 AT 6:31PM**

**PRESENT**

**Mayor Keith Parkes, Councillors Karyn Bradford, Craig Maidment, Mike Farrier, John Carter, Margaret Gardner, James Stewart, Melissa Rebbeck, Bill Coomans, Michael Scott and Rex Keily**

**APOLOGIES**

**Cr Lewis**

**IN ATTENDANCE**

**Glenn Rappensberg (Chief Executive Officer), Shen Mann (Acting Group Manager Leadership), Elizabeth Williams (General Manager Resources), Simon Grenfell (General Manager Environment), Kathy Hayter (General Manager Wellbeing), Mark van der Pennen (General Manager Growth) and Sarah Nankivell (Governance Administration Officer).**

**GALLERY**

**One member of staff was present.**

**LOCAL GOVERNMENT PRAYER**

**Almighty God, we humbly beseech thee to grant thy blessing upon the works of this Council, guide us in our deliberations for the advancement and the true welfare of the people of the district.**

**ACKNOWLEDGMENT OF TRADITIONAL OWNERS**

**The Alexandrina Council and its communities acknowledge the Ngarrindjeri people as the traditional custodians of the lands and waters of our Council district.**

**CONFLICT OF INTEREST**

Elected Members are reminded of the requirements for disclosure by Members of any conflict of interest 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. OFFICE OF THE CHIEF EXECUTIVE OFFICE - REPORTS FOR COUNCIL DECISION**

**1.1 Murray Darling Association Region 6 – Nomination for Region Chair**

**ACM1921 Moved Cr Carter seconded Cr Stewart:**

**That Council endorse the nomination of Cr Melissa Rebbeck for the position of Chair of Murray Darling Association Region 6.**

**CARRIED UNANIMOUSLY**

**2. CONFIDENTIAL REPORTS**

**2.1 Goolwa Wharf Precinct Recreational Boating Facility – Status Update Regarding Legal Proceedings (Confidential)**

**ACM1922 Moved Cr Stewart seconded Cr Farrier:**

**That pursuant to Sections 90 (2) and (3)(h) 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, General Managers, Minute Taker and the officer responsible for the report, on the basis that the Council considers it necessary and appropriate to act in a manner closed to the public in order to receive, discuss and consider information by way of a report and associated documents in relation to agenda item 2.1 titled “Goolwa Wharf Precinct Recreational Boating Facility – Status Update Regarding Legal Proceedings” and the Council is satisfied that the meeting should be conducted in a place open to the public is outweighed in relation to the matter because receiving, considering and discussing the report and associated documentation contains/involves:**

Section 90(3)(h) legal advice

Section 90(3)(i) information relating to actual litigation involving the council

Substantiation:

Council administration has sought legal advice regarding the current status of legal proceedings for the Goolwa Wharf Precinct Recreational Boating Facility (Goolwa pontoons) matter.

CARRIED UNANIMOUSLY

ACM1923 Moved Cr Stewart seconded Cr Carter:

1. That pursuant to Sections 91(7) and (9) of the Local Government Act 1999 (SA) (Act), the Council orders that the report, minutes, attachments and associated documents of the Council meeting held on 4 February 2019 in relation to confidential item number 2.1 and titled "Goolwa Wharf Precinct Recreational Boating Facility – Status Update Regarding Legal Proceedings", having been considered and dealt with by the Council on a confidential basis under Part 3 of the Act, are to be kept confidential and not available to the public for a period of twelve months from the date of this confidentiality order, or unless revoked earlier by the Chief Executive Officer in accordance with paragraph 2 of this resolution, on the basis that they contain the following information or matter:
  - Section 90(3)(h) legal advice
  - Section 90(3)(i) information relating to actual litigation involving the council
2. That pursuant to section 91(9)(c) of the Act the Council delegates to the Chief Executive Officer the power to revoke the order made in paragraph 1 of this resolution at any time.

CARRIED UNANIMOUSLY

3. CLOSURE

The Mayor declared the meeting closed at 6.41pm

MINUTES CONFIRMED.....DATE.....  
MAYOR K PARKES