



## **Strategic Property Committee Agenda**

Notice is hereby given pursuant to the provisions of the *Local Government Act, 1999*, that a meeting of the Strategic Property Committee will be held in the Unley Council Offices, 181 Unley Road, Unley on

***Monday, 20 August 2018 at  
6.15pm***

for the purpose of considering the items included on the Agenda.

A handwritten signature in black ink that reads 'Tsokas'. The signature is written in a cursive style and is underlined with a horizontal line.

Peter Tsokas  
**Chief Executive Officer**

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## **STRATEGIC PROPERTY COMMITTEE**

### **MEMBERS:**

Councillor Don Palmer – Presiding Member  
Mayor Peter Hughes – ex Officio  
Councillor Luke Smolucha  
Councillor Anthony Lapidge  
Councillor Rufus Salaman  
Councillor Michael Rabbitt

### **ACKNOWLEDGMENT:**

We would like to acknowledge that the land we meet on today is the traditional lands for the Kaurna people and that we respect their spiritual relationship with their country.

We also acknowledge the Kaurna people as the traditional custodians of the Adelaide region and that their cultural and heritage beliefs are still as important to the living Kaurna people today.

### **APOLOGIES:**

- Nil

### **CONFIRMATION OF MINUTES**

That:

The Minutes of the Strategic Property Committee held on Tuesday, 24 July 2018 as printed and circulated be taken as read and signed as a correct record.

### **DEPUTATIONS**

### **PRESENTATION:**

## **OFFICER'S REPORTS**

- 61 Conflict of Interest
- 62 Confidentiality Motion For Item 63 – Property Acquisition Opportunity
- 63 Property Acquisition Opportunity - CONFIDENTIAL
- 64 Confidentiality Motion to Remain in Confidence Item 63 – Property Acquisition Opportunity

## **NEXT MEETING**

TBA

## **CONFLICT OF INTEREST**

**TITLE:** CONFLICT OF INTEREST  
**ITEM NUMBER:** 61  
**DATE OF MEETING:** 20 AUGUST 2018  
**ATTACHMENTS:** 1. CONFLICT OF INTEREST DISCLOSURE FORM

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Members to advise if they have any material, actual or perceived conflict of interest in any Items in this Agenda.

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# Conflict of Interest Declaration Form

I, ..... have received a copy of the agenda  
[insert name]

for the:

[delete that which is not applicable]

Ordinary Council / Special Council

Committee: .....  
[insert name]

Board: .....  
[insert name]

meeting to be held on: .....  
[insert date]

I consider that I have a:

[delete that which is not applicable]

**\*material** conflict of interest pursuant to section 73

**\*actual** or **\*perceived** conflict of interest pursuant to section 74

of the *Local Government Act 1999* ("the LG Act") in relation to the following agenda item:

.....  
[insert details]

which is to be discussed by the **\*Council / \*Committee / \*Board** at that meeting.  
[delete that which is not applicable]

The nature of my **material** conflict of interest is as follows [ensure sufficient detail is recorded, including the reasons why you (or a person prescribed in section 73(1) of the LG Act) stands to obtain a benefit or suffer a loss depending on the outcome of the consideration of the matter at the meeting of the Council in relation to the agenda item described above].

.....  
.....  
.....  
.....  
.....

As a consequence I will leave the meeting and take no part in deliberations relating to the item.

**OR**

The nature of my **actual** conflict of interest is as follows [ensure sufficient detail is recorded, including the reasons why the conflict between your interests and the public interest might lead to a decision that is contrary to the public interest in relation to the agenda item described above].

.....  
.....  
.....  
.....  
.....

I intend to deal with my **actual** conflict of interest in the follow transparent and accountable way  
*[ensure sufficient detail is recorded as to the manner in which you intend to deal with the actual conflict of interest in a transparent and accountable way]*

.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

**OR**

The nature of my **perceived** conflict of interest is as follows *[ensure sufficient detail is recorded, including the reasons why you consider that an impartial fair-minded person could reasonably consider that you have a perceived conflict of interest in the matter]*

.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

I intend to deal with the **perceived** conflict of interest in the following transparent and accountable Way *[ensure sufficient detail is recorded as to the manner in which you intend to deal with the perceived conflict of interest in a transparent and accountable way]*

.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

Signed: .....

Date: .....

For OCEO Use Only	
Received by:	
Signed:	
Date:	
ECM Ref:	



## DECISION REPORT

**REPORT TITLE:** CONFIDENTIALITY MOTION FOR ITEM 63 –  
PROPERTY ACQUISITION OPPORTUNITY

**ITEM NUMBER:** 62

**DATE OF MEETING:** 20 AUGUST 2018

**AUTHOR:** TAMI NORMAN

**JOB TITLE:** EXECUTIVE MANAGER OFFICE OF THE CEO

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Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on that grounds set out below.

### 1. RECOMMENDATION

That:

1. Pursuant to Section 90(2) and (3)(b)(i) and (ii) of the *Local Government Act 1999*, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because it relates to information the disclosure of which:
  - Could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
  - Would, on balance, be contrary to the public interest.
2. In weighing up the factors related to disclosure:
  - disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations; and
  - non-disclosure of this item at this time will enable Council to consider a property acquisition opportunity without compromising Council's commercial position in relation to the acquisition.

On that basis, the public's interest is best served by not disclosing Strategic Property Committee Agenda Item 63 – Property Acquisition Opportunity and discussion at this point in time.

3. Pursuant to Section 90(2) of the *Local Government Act 1999* it is recommended the Council orders that all members of the public be excluded, with the exception of staff of the City of Unley on duty in attendance.
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**ITEM 63**

**Confidential – removed from the public agenda – pages 11-18**

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## DECISION REPORT

**REPORT TITLE:** CONFIDENTIALITY MOTION TO REMAIN IN  
CONFIDENCE ITEM 63 – PROPERTY ACQUISITION  
OPPORTUNITY

**ITEM NUMBER:** 64

**DATE OF MEETING:** 20 AUGUST 2018

**AUTHOR:** TAMI NORMAN

**JOB TITLE:** EXECUTIVE MANAGER OFFICE OF THE CEO

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### 1. RECOMMENDATION

That:

- 1.1 Pursuant to Section 91(7) of the *Local Government Act 1999* the following elements of Item 63 – Property Acquisition Opportunity, considered at the Strategic Property Committee Meeting on 20 August 2018:

- Minutes
- Report
- Attachment

remain confidential until 20 August 2019 or the finalisation of the sale of the property (whichever is the earlier) and not available for public inspection until the cessation of that period.

2. Pursuant to Section 91(9)(c) of the *Local Government Act 1999*, the power to revoke the order under Section 91(7) prior to any review or as a result of any review is delegated to the Chief Executive Officer.
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