

6 Confidential Adjourned Items**6.1 Marion Tennis Relocation Options****Report Reference** SGC241119F6.1**Moved Councillor Telfer****Seconded Councillor Prior**

That Council:

1. Pursuant to Section 90(2) and (3) (b)(i) and (ii) of the *Local Government Act 1999*, the Council orders that the public be excluded from attendance at that part of this meeting relating to Agenda Item GC241119F6.1 Marion Tennis Club Potential Relocation Options, except the following persons: Chief Executive Officer, Manager Office of CEO, Manager People & Culture, General Manager City Development, General Manager City Services, General Manager Corporate Services, Chief Financial Officer, Manager City Property, Unit Manager Property Strategy and Delivery, Unit Manager Property & Facilities, Registered Architect – Strategic Projects, Unit Manager Governance and Council Support and Governance Officer, to enable the Council to consider the Item in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to the Item:- information the disclosure of which could reasonably be expected to on balance, be contrary to the public interest because it could confer a commercial advantage on a person that Council is conducting or proposed to conduct business with.
2. Notes the disclosure of this information would, on balance, be contrary to the public interest as it could negatively impact the outcomes for Council of a future tender process for the project and could infer a financial advantage to another entity when the project is opened to tender.
3. Determines, on this basis, the principle that meetings of the Council should be conducted in a place open to the public has been outweighed.

Carried Unanimously

6.36pm the meeting went into confidence

Moved Councillor Telfer**Seconded Councillor Lama**Option 3: 262a Sturt Road (southern end of the former Croquet Club site)

1. Offers the Marion Tennis Club the opportunity to relocate to the former Croquet Club site at 262a Sturt Road: on the basis that Council will build four tennis courts on the southern side of the site with sports court lighting, fencing and the existing clubhouse at that site to be re-purposed for the Club to a standard at Council's discretion; and on the basis that council proceeds with a basketball stadium at the Norfolk road site.
2. Offers the Marion Tennis Club the opportunity to temporarily locate if required to an alternate site to be negotiated.
3. Approves a budget of [REDACTED] to construct the new courts and to facilitate a minor refurbishment of the existing clubhouse.

4. Provide the Marion Tennis Club until 17 January 2025 to accept or reject the offer in writing.
5. Notes that the Chief Executive Officer will approve commencement of the project, and to negotiate lease terms with Marion Tennis Club under delegations should Marion Tennis Club agree to the proposal.

Carried

Moved Councillor Telfer

Seconded Councillor Lama

That Council:

1. Pursuant to section 91(7) of the Local Government Act 1999, orders that Financial references in the following document(s) and information relating to Agenda Item SGC241119 – Marion Tennis Club Potential Relocation Options shall be kept confidential, except when required to effect or comply with Council's resolution(s) regarding this matter, being document(s) relating to a matter dealt with by the Council on a confidential basis under sections 90(2) and 90(3)(b) of the Act, :
 - Report – SGC241119 – Marion Tennis Club Potential Relocation Options
 - Attachment 1 - SGC241015F6.1 – Marion Tennis Club Potential Relocation Options Report
 - Attachment 2 – Confidential Council Resolutions – Marion Tennis (to be retained in confidence in full)
 - Minuteson the grounds that the document(s) relates to information the disclosure of which could reasonably be expected to provide an advantage to anyone that may seek to tender for one of the project options disclosed in the report that contains financial projections: and business affairs of clubs would otherwise be disclosed.
2. Section 90(2) and (3)(b) of the Act notes the disclosure of this information would, on balance, be contrary to the public interest because it could confer a commercial advantage on a person that Council is conducting or proposed to conduct business with.
3. Determines this order shall operate for a period of 12 months and will be reviewed every 12 months if the confidentiality period is longer than 12 months in duration.
4. Pursuant to section 91(9)(c) of the Local Government Act 1999, delegates to the Chief Executive Officer the power to revoke this order in whole or part.

Carried Unanimously

7.20pm the meeting came out of confidence