

11.2 Marion Water Business - context, strategy and proposed expansion

Report Reference

GC230228F11.2

Moved Councillor Crossland

Seconded Councillor Telfer

That pursuant to Section 90(2) and (3)(b) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, General Manager City Services, General Manager City Development, General Manager Corporate Services, Chief Financial officer, Manager Engineering, Assets & Environment, Manager Office of the Chief Executive, Unit Manager Engineering, Water Resources Coordinator, Unit Manager Governance and Council Support and Governance Officer, be excluded from the meeting as the Council receives and considers information relating to Marion Water Business Section 48 Prudential Report, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to matters that may impact commercial contracts with 3rd parties.

Carried Unanimously

7.07meeting went into confidence

Moved Councillor Veliskou

Seconded Councillor Crossland

That Council:

1. Adopts the attached Section 48 Prudential Report (Attachment 1) and notes that the Report addresses the Section 48 requirements within the Act:
 - a. The project's support of Council's strategic objectives.
 - b. The project's alignment with the objectives of the Council's Development Plan.
 - c. Assessment of the potential economic impacts of the Project.
 - d. The level of consultation identified for the Project.
 - e. The assessment of the Project's risks and the appropriateness of the mitigation strategies developed.
 - f. The Project's financial viability in the short and long term.
 - g. Council's capacity to deliver the project within its financial sustainability targets.
2. Allocates funding of up to \$2.08M (including {resolution}.5M contingency) for the extension of the Marion Water distribution network and associated ancillary infrastructure, through the 2023/24 Annual Business Planning process.
3. Authorises the Mayor and Chief Executive Officer to affix the Common Seal of the Corporation of the City of Marion and to sign, as may be required, any documentation required to finalise the grant (Attachment 3) between the Minister for Climate, Environment and Water, and the City of Marion.
4. Delegates Authority to the CEO to execute the construction contract for the extension of the Marion Water distribution network.
5. Endorses the proposed Governance and Reporting framework for Marion Water.

6. Nominates Councillor Taylor as a Council Member on the Marion Water Steering Group and endorses the Terms of Reference (Attachment 4)
7. Supports the draft Marion Water Strategy (Attachment 2) for public consultation.
8. Notes the continued contract discussions with Clean Peak Energy.
9. Endorses the Mayor and CEO to be authorised to make any public statements to the media in relation to the Marion Water Business Project, ensuring no commercial information is released that may jeopardise the contract or tendering process.
10. In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, Marion Water Business Section 48 Prudential Report, any appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b) of the Act, except when required to effect or comply with Council's resolution(s) regarding this matter, be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting. This confidentiality order will be reviewed at the General Council Meeting in December 2023.

Carried Unanimously

7.16pm the meeting came out of confidence