

MINUTES

GAWLER RIVER FLOODPLAIN MANAGEMENT AUTHORITY BOARD

SPECIAL MEETING

12pm Monday 27 September 2021

City of Playford, Playford Boulevard, Elizabeth

1. Meeting of the Board

1.1 Welcome by the GRFMA Chairperson

Mr Ian Baldwin formally welcomed Board Members, Deputy Board Members, Observers and the Executive Officer and opened the 128th meeting of the Board.

1.2 Present

- Mr Ian Baldwin, Independent Board Member, Chair
- Mr James Miller, Adelaide Plains Council, Board Member
- Mr John Lush, Adelaide Plains Council, Deputy Board Member
- Cr Malcolm Herrmann, Adelaide Hills Council, Board Member
- Mr Ashley Curtis, Adelaide Hills Council, Board Member
- Mr Gary Mavrinac, The Barossa Council, Board Member
- Cr Russell Johnstone, The Barossa Council, Deputy Board Member
- Cr Paul Koch, Town of Gawler, Board Member
- Mr Sam Dilena, Town of Gawler, Board Member
- Mr Andrew Philpott, Light Regional Council, Deputy Board Member
- Mr Greg Pattinson, City of Playford, Board Member
- Mr David Hitchcock, Executive Officer

1.3 Apologies

- Cr Terry-Anne Keen, Adelaide Plains Council, Board Member
- Cr Peter Rentoulis, City of Playford, Board Member
- Mayor Bim Lange, The Barossa Council, Board Member

1.4 Appointment of Observers

Nil

1.5 Declarations of Interest

Nil

2. Confidential Items

2.1 Preferred Tender for Repairs to the Bruce Eastick North Para Flood Mitigation Dam

GRB 21/74 Preferred Tender for Repairs to the Bruce Eastick North Para Flood Mitigation Dam

Moved: Mr A Philpott

Seconded: Cr R Johnstone

That:

1. Pursuant to Section 90(2) of the Local Government Act 1999, an Order is made that the public be excluded from attendance at the meeting, with the exception of:

- Executive Officer; and
- Observers

in order to consider in confidence agenda item 2.1 Preferred Tender for Repairs to the Bruce Eastick North Para Flood Mitigation Dam pursuant to Section 90(3)(k) of the Local Government Act 1999 on the basis of : tenders for the supply of goods, the provision of services or the carrying out of works.

2. *This matter is confidential because the information herein provides commercial terms and conditions for Tenders received for Bruce Eastick North Para Flood Mitigation Dam (BENPFM Dam) repairs and would provide advantage to a third party for negotiations regarding the service.*
3. *On the basis of this information, the principle that meetings of the GRFMA Board should be conducted in a place open to the public has been outweighed in this instance: the Board consider it necessary to consider this matter in confidence.*

CARRIED UNANIMOUSLY

12:14pm confidential session commenced.

GRB 21/75 Preferred Tender for Repairs to the Bruce Eastick North Para Flood Mitigation Dam

Kept in Confidence

GRB 21/76 Preferred Tender for Repairs to the Bruce Eastick North Para Flood Mitigation Dam

Kept in Confidence

GRB 21/77 Preferred Tender for Repairs to the Bruce Eastick North Para Flood Mitigation Dam

Moved: Mr J Miller

Seconded: Mr G Mavrinac

That:

1. Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the GRFMA orders that the following aspects of item 2.1 Preferred Tender for Repairs to the Bruce Eastick North Para Flood Mitigation Dam be kept confidential in accordance with the GRFMA Boards reasons to deal with this item in confidence pursuant to section 90(3) (k) of the Local Government Act 1999:

- Minutes relating to the item
- Report for Item 2.1
- Attachments relating to deliberations of report 2.1

2. *This order shall operate until reviewed and determined as part of the annual review by the Authority in accordance with Section 91(9)(a) of the Local Government Act 1999.*

CARRIED UNANIMOUSLY

1:02pm confidential session concluded.

3. Finance

3.1 Establishment of Finance (Loan Funds) to Facilitate Dam Repairs

GRB 21/78 Establishment of Finance (Loan Funds) to Facilitate Dam Repairs
Moved: Cr J Lush
Seconded: Mr A Philpott

That:

1. *Pursuant to Section 90(2) of the Local Government Act 1999, an Order is made that the public be excluded from attendance at the meeting, with the exception of:*
 - *Executive Officer; and*
 - *Observers*

in order to consider in confidence agenda item 3.1 Establishment of Finance (Loan Funds) to Facilitate Dam Repairs pursuant to Section 90(3)(b) of the Local Government Act 1999 on the basis of 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

2. *This matter is confidential because the information herein provides commercial terms for obtaining finance and disclosure of which would prejudice the commercial position of the Authority.*
3. *On the basis of this information, the principle that meetings of the GRFMA Board should be conducted in a place open to the public has been outweighed in this instance: the Board consider it necessary to consider this matter in confidence.*

CARRIED UNANIMOUSLY

1:03pm confidential session commenced.

GRB 21/79 Establishment of Finance (Loan Funds) to Facilitate Dam Repairs
Kept in Confidence

GRB 21/80 Establishment of Finance (Loan Funds) to Facilitate Dam Repairs
Moved: Mr G Pattinson
Seconded: Mr A Curtis

That:

1. *Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the GRFMA orders that the following aspects of item 3.1 Establishment of Finance (Loan Funds) to Facilitate Dam Repairs be kept confidential in accordance with the GRFMA Boards reasons to deal with this item in confidence pursuant to section 90(3) (b) of the Local Government Act 1999:*
 - *Minutes relating to the item*
 - *Report for Item 3.1*
 - *Attachments relating to deliberations of report 3.1*
2. *The Executive officer be authorised to release GRB 21/79 to the LGFA in order to progress the application for finance.*

3. *This order shall operate until reviewed and determined as part of the annual review by the Authority in accordance with Section 91(9)(a) of the Local Government Act 1999.*

CARRIED UNANIMOUSLY

1:12pm confidential session concluded.

3. Closure

The Chairperson noted appreciation to members of the TAP for their time in providing considered advice regarding tender evaluations .

In closing the meeting, the Chairman thanked members for their considered discussion and also thanked the City of Playford for hosting the meeting.

The meeting closed at 1.15pm.

Chair _____ Date _____