

ITEM NO:	2.1
MEETING DATE:	14 July 2016
SUBJECT:	Land Sales – Blancheport – CONFIDENTIAL
RECORD NUMBER:	R16/6853
AUTHOR:	Chief Executive Officer, Joy Hentschke
ATTACHMENT (S):	Nil

THIS REPORT IMPACTS ON:

Asset Management	X	Long term financial plan	X
Budget/Annual Business Plan	X	Financial Key Performance Indicators	X
Legal/Statutory/Policies		Community engagement	
Risk analysis/management	X	Service standards	
Environment		Legal advice	
Economic growth	X	Social	

BACKGROUND:

District Council of Streaky Bay has surplus residential land for sale. The previous Chief Executive Officer formulated a plan to sell this land and implemented a campaign through the local real estate agents. To date this has resulted in the sale of one block of land.

On 7 July 2016 a verbal offer for two blocks was received from one of the agents. The offer is for \$ 130,000 for the two. The lots in question are advertised at \$ 85,200 and \$ 82,800, a total of \$ 168,000.

On extensive perusal of the records of the previous Chief Executive Officer there are no clear delegations to the office of the Chief Executive Officer to allow for negotiations for any sales of the land by Council.

If council were to delegate within a percentage or dollar range then the ability of the Chief Executive Officer to respond in a timelier manner to such inquiries could occur. If the purchaser falls within the parameters then the sale can be arranged quickly, otherwise the negotiation would be tabled at the next available Council Meeting.

OPTIONS:

1. Council does not authorize any negotiating for sales of land in Blancheport, all offers are reported and resolved at Council.
2. Council authorizes the Chief Executive Officer to negotiate per allotment within the following ranges: Percentage up to or equal to 10%
3. Council authorizes the Chief Executive Officer to negotiate per allotment within the following ranges: Dollar value up to or equal to \$10,000

Recommendation

1. That Council resolve:
 - (a) Pursuant to Section 90(2) of the Local Government Act, 1999, the Council orders that all persons with the exception of the MJ Hentschke (Chief Executive Officer), JL Brewis (Manager, Regulatory Services) RC Nottle (Acting Manager, District Services), K Clark (Corporate Service Manager), and JA Childs / Jess Davis (Executive Assistants & Governance Officer/Minute Taker) to be exclude from attendance at the meeting for agenda item 2.1, relating to "Blancheport Allotments".
 - (b) The Council is satisfied pursuant to Sections 90 (3)(d) of the Act, the information to be received, discussed or considered in relation to this agenda item is related to "commercial information of a confidential nature (not being a trade secret) the disclosure of which:
 - a. Could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
 - b. Would, on balance, be contrary to the public interest.
 - (c) The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances.
2. That Council resolve to receive and note the Report of the Chief Executive Officer.
3. That Council resolves either of the following:
 - a) Council does not authorize any negotiating for sales of land in Blancheport, all offers are reported and resolved at Council.
 - b) Council authorizes the Chief Executive Officer to negotiate per allotment within the following ranges: Percentage up to or equal to 10%
 - c) Council authorizes the Chief Executive Officer to negotiate per allotment within the following ranges: Dollar value up to or equal to \$10,000