

<b>ITEM NO:</b>	11.11
<b>MEETING DATE:</b>	13 October 2016
<b>SUBJECT:</b>	Streaky Bay Caravan Park Kiosk - <b>CONFIDENTIAL</b>
<b>RECORD NUMBER:</b>	R16/9658
<b>AUTHOR:</b>	Manager Regulatory Services – Jennifer Brewis
<b>ATTACHMENT (S):</b>	Nil

**THIS REPORT IMPACTS ON:**

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

**BACKGROUND:**

Contact has been made with the owner of the Streaky Bay Caravan Park Kiosk. They have agreed to start negotiations for the sale of the kiosk.

An indicative purchase price has been provided to Council staff of \$150,000. This a reflection of the term of the current lease. In order to enable negotiations to occur council need to delegate the power to undertake negotiations to the Chief Executive Officer Joy Hentschke.

The owner indicated that as part of the negotiations the purchase of goods would also need to be considered.

## Recommendation

1. That the Council resolve:
  - (a) Pursuant to Section 90(2) of the Local Government Act, 1999, orders that all persons with the exception of the MJ Hentschke (Chief Executive Officer), RM Quinsee (Manager, Operations) JL Brewis (Manager, Regulatory Services) RC Nottle (Acting Manager, District Services), K Clark (Corporate Service Manager), JA Childs (Executive Assistant & Governance Officer/Minute Taker) to be excluded from attendance at the meeting for agenda item 11.11, relating to “Streaky Bay Caravan Park Kiosk”.
  - (b) The Council is satisfied pursuant to Section 90 (3)(b) of the Act, the information the disclosure of which (i) could reasonably be expected to confer a commercial advantage on a person with whom council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) 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 delegate to the Chief Executive Officer the power to negotiate the purchase of the Streaky Bay Caravan Park Kiosk.
3. That having considered the agenda item 11.11 relating to “Streaky Bay Caravan Park Kiosk” in confidence under Section 90(2) and (3)(b) of the Local Government Act, pursuant to Section 91(7) of the Act orders that the minutes, reports considered and discussed in relation to agenda item 11.11 be retained in confidence and not be available for public inspection until negotiations have concluded.