

**MINUTES OF  
CONFIDENTIAL ITEM**

**7.42pm Former Hallett Cove Library and Youth Services Building  
Report Reference: SGC100516F01**

7.42pm Councillor Prior left the meeting due to his declared conflict of interest in the item 'Former Hallett Cove Library and Youth Services Building (SGC100516F01)' relating to a personal relationship.

**Moved Councillor Westwood, Seconded Councillor Gard** that:

1. That pursuant to Section 90(2) and (3)(b), (d) and (g) of the *Local Government Act 1999*, the Council orders that all persons present, with the exception of the following persons: Adrian Skull, Vincent Mifsud, Abby Dickson, Tony Lines, Kate McKenzie, Jaimie Thwaites, John Valentine and Craig Clarke be excluded from the meeting as the Council receives and considers information relating to Expressions of Interest received for the purchase of the existing Hallett Cove Library and Youth Services building, 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 a matter that could confer a commercial advantage to a third party, is of a commercial nature and Council has an obligation, to maintain the confidentiality of its agreement with Etiria (the Makris Group).

**Carried Unanimously**

**7.43pm The meeting went into confidence.**

7.46pm Councillor Crossland re-entered the meeting

**Moved Councillor Byram, Seconded Councillor Crossland** that Council:

1. Note that an Expression of Interest has been held for the purchase of the former Hallett Cove Library and Youth Services building.
2. Note that three Expressions of Interest were received and two parties submitted their best and final offers of \$1,520,000 and \$1,605,000 subject to certain terms and conditions.
3. Note the advice received from Mellor Olsson in relation to the terms and conditions of the Expressions of Interest and Council's agreement with the Makris Group.
4. Resolves to enter into a conditional contract with Hamish Brown and / or nominees for the sale of the former Hallett Cove Library and Youth Services building for \$1,605,000 subject to the Makris Group matching the terms and conditions offered by Hamish Brown and / or nominees.
5. Offer the former Hallett Cove Library and Youth Services building to the Makris Group for \$1,605,000 with a \$50,000 deposit and the same settlement terms as the Brown offer, with the Makris Group to respond within 28 days of being notified.

6. Authorise the Chief Executive Officer to sign and execute the sale contracts with Brown and the Makris Group and to take the required actions to give effect to Council's resolutions.
7. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b), (d) and (g) of the Act shall, 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 2016.

**Carried Unanimously**

**7.50pm The meeting came out of confidence.**