

#### 14.1 MUNICIPAL SOLID WASTE DISPOSAL AND PROCESSING TENDER

Cr Holfeld moved:

*That pursuant to Section 90(2) and (3) of the Local Government Act 1999, the Council orders that the public, with the exception of the Council staff present [Chief Executive Officer, General Manager, Urban Planning & Environment, General Manager, Infrastructure & Major Projects, General Manager, Community Development, General Manager, Governance & Civic Affairs, Manager, Governance and Governance Officer], be excluded from the meeting on the basis that the Council will receive, discuss and consider:*

(d) commercial information of a confidential nature (not being a trade secret) the disclosure of which –  
(i) could reasonably be expected to prejudice the commercial position of the person who supplied the information; and  
(ii) would, on balance, be contrary to the public interest;

*and the Council is satisfied that, the principle that the meeting should be conducted in a place open to the public, has been outweighed by the need to keep the receipt/discussion/consideration of the information confidential.*

Seconded by Cr Knoblauch and carried.

Cr Whitington returned to the meeting at 8.05pm.

Cr Robinson returned to the meeting at 8.05pm.

Cr Sims moved:

1. *That the Chief Executive Officer be authorised to enter into an agreement with the Eastern Waste Management Authority (East Waste) for the processing and disposal of its municipal solid (general) waste for an initial period of three (3) years.*
2. *The Council acknowledges the right-of-extension of the initial agreement with East Waste being two (2) separate three (3) years.*
3. *That the Chief Executive Officer be delegated the authority to consider and enact each of the two (2) right-of-extension periods associated with the East Waste agreement subject to:*
  - (a) *the cost of the right-of-extensions being based on the Service Rate Formula as detailed in this report; and*
  - (b) *no alternate municipal solid (general) waste processing and disposal facility enters the industry within South Australia which is considered to provide a more financially attractive service and/or offers greater environmental benefits.*
4. *That East Waste be advised of the Council's resolutions regarding this matter and be requested to work in collaboration with Council staff to finalise the relevant agreement.*

Seconded by Cr Callisto and carried unanimously.

Cr Granozio moved:

*Under Section 91(7) and (9) of the Local Government Act 1999, the Council orders that the report and discussion be kept confidential for a period not exceeding five (5) years and that this order be reviewed every twelve (12) months.*

*Under Section 91(7) and (9) of the Local Government Act 1999, the Council orders that the minutes be kept confidential until the contract has been entered into by all parties to the contract.*

Seconded by Cr Clutterham and carried unanimously.

Released - Minutes Only