

#### 4.3 TENDER SELECTION REPORT – PAYNEHAM MEMORIAL SWIMMING CENTRE REDEVELOPMENT PROJECT

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**REPORT AUTHOR:** Manager, City Projects  
**GENERAL MANAGER:** General Manager, Infrastructure & Major Projects  
**CONTACT NUMBER:** 8366 4506  
**FILE REFERENCE:** qA104161 & qA132605  
**ATTACHMENTS:** A - D

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#### EXTRACT FROM THE MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON 11 DECEMBER 2023

The Council considered a report to appoint the preferred tenderer for the *Payneham Memorial Swimming Centre Redevelopment Project* (the Project).

Following consideration of the matter, the Council resolved to retain the report and discussion in Confidence on the basis of the commercial and financial information contained in the report.

In accordance with the *Local Government Act 1999*, the Council resolved to retain the Resolution in Confidence until the Contract was entered into. The Contract has now been entered into and in accordance with Council's Resolution, the Resolution is released and set out below.

*Cr Sims 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, Governance & Civic Affairs, General Manager, Urban Planning & Environment, General Manager, Infrastructure & Major Projects, Chief Financial Officer, Manager, City Projects, Executive Assistant, Governance & Civic Affairs and Ms Corinne Garrett, UHY Haines Norton], be excluded from the meeting on the basis that the Council will receive, discuss and consider:*

*(k) tenders for the supply of goods, the provision of services or the carrying out of works;*

*by the disclosure of sensitive commercial and financial information 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 Callisto and carried unanimously.*

*Cr Duke moved:*

- 1. That the contract to undertake the construction of the Payneham Memorial Swimming Centre Redevelopment Project be awarded to the preferred tenderer, Badge Constructions SA Pty Ltd.*
- 2. That the Council delegates to the Chief Executive Officer the authority to negotiate the final contract with Badge Constructions SA Pty Ltd for the construction of the Payneham Memorial Swimming Centre Redevelopment.*
- 3. That the Mayor and the Chief Executive Officer be authorised to sign and seal all the documents associated with awarding of the Contract.*

*Seconded by Cr Sims and carried.*

Division

*Cr Piggot called for a division and the decision was set aside.*

*Those in favour:*

*Cr Holfeld, Cr Knoblauch, Cr Duke, Cr Sims, Cr Granozio, Cr Mex, Cr Callisto, Cr Clutterham and Cr Moorhouse.*

*Those against:*

*Cr Piggott and Cr Robinson.*

*The Mayor declared the motion carried.*

Cr Clutterham left the meeting at 9.57pm and did not return.

*Cr Sims 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 Knoblauch and carried unanimously.*

Released