

CITY OF MONASH

CERTIFICATE

DESIGNATION OF A MATTER UNDER SECTION 66(2) OF THE LOCAL GOVERNMENT ACT 2020

COUNCIL MEETING DATE: 25 July 2023

ITEM: 11.2

That the following matter be listed for Confidential Business, and the meeting be closed to the members of the public:

MOUNT WAVERLEY RESERVE - REQUEST FOR GRANT OF AN EASEMENT AND OCCUPANCY AGREEMENT BY MELBOURNE WATER FOR WATER MAIN WORKS (CONFIDENTIAL)

DESIGNATION UNDER S.66(2) OF THE LOCAL GOVERNMENT ACT 2020

- | | |
|---|-------------------------------------|
| (a) the meeting is to consider confidential information | <input checked="" type="checkbox"/> |
| (b) security reasons | <input type="checkbox"/> |
| (c) to enable the meeting to proceed in an orderly manner | <input type="checkbox"/> |

IF THE MEETING IS TO CONSIDER CONFIDENTIAL INFORMATION, WHY IS THE INFORMATION CONFIDENTIAL? (explain with reference to the categories of Confidential Information under S.3(1) of the *Local Government Act 2020*):

- (a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released

DECISION TO BE MADE (explain the type of decision which Council is considering (to the extent possible without disclosing confidential business)):

To note the status of negotiations on the Deed of Agreement between Council and Melbourne Water Corporation regarding granting the easement and a licence to occupy part of Mt Waverley Reserve.

WILL THIS ITEM BE MADE PUBLICLY AVAILABLE?

YES

If yes, date of release: With council Minutes of the Meeting.

NO **X**

If NO, why it is not appropriate to release the item and decision?:

The information in the report would prejudice the Council's position in commercial negotiations if prematurely released.

CONSIDERATIONS

1. Consideration has been given to whether part of the item could be considered in open Council and whether, in the interests of transparent decision making, it was worth splitting this part of the decision from the confidential part so it could be made in open Council.
2. Any consideration of embarrassment to, or potential adverse criticism of Council, any councillor or any Council officer, has not been a factor in reaching the view that the item is confidential.

SIGN OFF (NOTICE OF MOTION/URGENT BUSINESS)

SUBMITTING COUNCILLOR:

SIGNATURE:

DATE:/...../.....

SIGN OFF (OFFICER'S REPORT)



DR ANDI DIAMOND
Chief Executive Officer

14 07 2023
DATE:/...../.....