13 July 2023

Contact for apologies: <a href="mailto:admin@fleurieuaquaticcentre.com.au">admin@fleurieuaquaticcentre.com.au</a>

Dear Member,

#### **Notice of Meeting**

Notice is hereby given pursuant to the Fleurieu Regional Aquatic Centre Authority Charter and Section 87(7) of the Local Government Act, 1999, as amended that a Meeting of the **Fleurieu Regional Aquatic Centre Authority** has been called for:

Date: Monday 17<sup>th</sup> July 2023

Time: 1:30 pm

Place: Large Meeting Room, Alexandrina Council

Please find enclosed a copy of the Agenda for the meeting.

Yours faithfully

for

**Kellie Knight-Stacey** 

Acting Executive Officer



### **Board Agenda**

Date & Time: Monday 17 July 2023 at 1:30 pm

Location: Large Meeting Room, Alexandrina Council

#### 1. Attendance

- Steve Mathewson (Chairperson)
- Mark Easton (Independent Member)
- Vicki Tomlinson (Independent Member)
- Councillor Margaret Gardner (Alexandrina Council)
- Councillor Angela Schiller (City of Victor Harbor)

#### 2. Apologies

Lou Nicholson (Alexandrina Council)

#### 3. Conflict of Interest

#### 4. Reports

4.1. Budget 2022-2023 - Adoption

#### 5. Confidential Reports

- 5.1. Executive Structure Review
- 5.2. Support Services Agreement

#### 6. Meeting Close

7. **Next Meeting –** 28 July 2023



# Report Authority Board

**To:** FRAC Authority Board

From: Kellie Knight-Stacey - Acting Executive Officer

**Subject:** 4.1 Annual Budget 2023/24 – Adoption

**Date:** 17 July 2023

**References:** FRAC Authority Charter v2.0; Local Government Act 1999

Consultation: Nil

Attachments: 4.1a 3 Year Business Plan 2023-2026

#### **Purpose**

The purpose of this report is for the Board to endorse the 2023/24 Budget.

#### **Background**

Following the resolution of the Authority Board on 28 April 2023, the draft Annual Budget for 2022/2023 was provided to Constituent Councils as required by the Charter (Clause 5.1.1).

The following resolution was made by Alexandrina Council on 15 May 2023:

#### C23188

Moved Cr Peter Oliver Seconded Cr Lou Nicholson

- 1. That Council approves the Fleurieu Regional Aquatic Centre Authority (FRACA) 3 Year Business Plan 2024-2026 and draft Budget 2023/24 as per Attachment 2 contained in this meeting agenda.
- 2. That Council request the FRACA perform a further review of the 3 Year Business Plan 2024-2026 following the outcomes of the review currently being performed by the CEO's of Victor Harbor and Alexandrina Councils.

**CARRIED** 

The following resolution was made by City of Victor Harbor on 29 May 2023:

#### OC1752023

Moved Cr Angela Schiller Seconded Cr Marilyn Henderson

That Council approves the Fleurieu Regional Aquatic Centre Authority Draft 3-Year Business Plan 2024-2026 and the Draft 2023-2024 Budget

CARRIED

#### **Discussion**

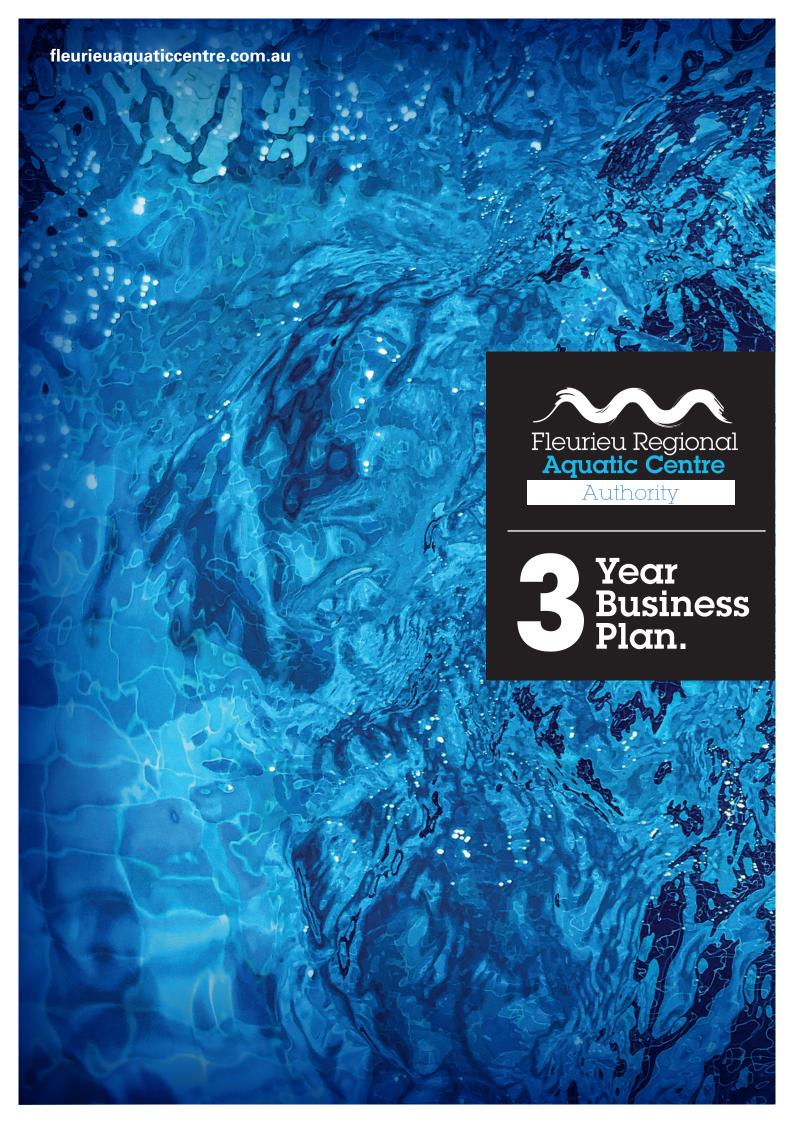
The Authority Charter requires that:

5.1.2 The Authority must adopt after 31 May and within six (6) weeks of approval of the draft budget by both Constituent Councils in each year, a Budget in accordance with the Act for the ensuing Financial Year consistent with the approval given by the Constituent Councils pursuant to Clause 5.1.1.

The adoption of the budget by the Board is nominally outside of this requirement but within the requirements of the Local Government Act 1999 and the risk is thus assessed as low.

#### Recommendation

That the Authority adopts the Annual Budget for 2023/2024 as provided at Attachment 4.1a and as approved by Constituent Councils.



## Foreword

The Fleurieu Aquatic Centre is an important community asset for the Fleurieu region. It seeks to provide a premier facility for health and wellbeing for both people that live in the region, as well as visitors to the area. It is a place of fun, enjoyment and social interaction.

The centre was strongly supported for by the community and we believe we have the capability to improve on this valuable asset in what in can deliver for the community and in maximising its return for our Constituent Councils.

This plan shows the commitment of the Board to bring a fresh approach to what we do, with a focus on ensuring our foundation is strong and we have the ability to respond to a changing environment. In challenging times, it affords us with the opportunity to re-examine what is important, including our relationships with the community (existing and new) and clarify how we define success. We are investing in delivering a greener facility, increasing access for all members of the community, and ensuring our centre is a place for health and wellbeing for all.

Some of what we plan to do is reinforcing our foundation for the future, ensuring it is solid with good governance and policies and procedures which are current, meeting our legislative requirements while still allowing us to realistically achieve our goals. We are seeking to reconnect with the community and improve equitable access for all, while continuing to think innovatively about what we deliver and how.

This plan will further tell the story of our vision and mission as outlined in our revitalised Strategic Plan 2023-32.

It will make clear the Board's priorities for the coming 3 years, articulating how we intend to deliver on our commitments, and will be further supported by an annual work plan.

On presenting the 2022-2025 Business Plan, we look forward to working together with Council and our communities to achieve our goals together.

#### **Steve Mathewson**

Chairperson, Fleurieu Regional Aquatic Centre Authority





# Requirements for Business Plan development

#### Charter

The Authority Charter sets out the following planning requirements:

#### 6.2 Business Plan

#### The Authority:

- 6.2.1 must in consultation with the Constituent Councils prepare and adopt a Business Plan for a minimum three (3) year period which will continue in force for the period specified in the Business Plan or until the earlier adoption by the Authority of a new Business Plan;
- 6.2.2 must in consultation with the Constituent Council review the Business Plan annually and following such a review the Business plan shall continue to operate for the period for which the Business Plan was adopted pursuant to Clause 6.2.1;
- 6.2.3 may, after consultation with the Constituent Councils amend its Business Plan at any time; and
- 6.2.4 must ensure the contents of the Business Plan is in accordance with the Act. (Local Government Act).

#### **Local Government Act 1999**

Schedule 2, clause 24(6) of the Local Government Act 1999 outlines what is required in a Regional Subsidiary Business Plan:

- (a) The performance targets that the subsidiary is to pursue;
- (b) A statement of the financial and other resources, and internal process, that will be required to achieve the subsidiary's performance targets; and
- (c) The performance measures that are to be used to monitor and assess performance against targets.



#### **Performance Targets**

#### **Financial indicators**

The Local Government (Financial Management) Regulations 2011 Part 2, 5(1) requires that the Authority Long Term Financial Plan (LTFP) includes estimates and target ranges adopted by the Authority for each year of the LTFP with respect to an operating surplus ratio, a net financial liabilities ratio and an asset renewal funding ratio.

Due to the nature of the Authority funding model, the net financial liabilities ratio is not relevant. This is due to cash reserves (predominantly Depreciation Reserve) being significantly higher than projected liabilities for the life of the plan; and the resultant ratio not being a useful measurement of financial performance for the Authority.

Given the above, an alternate third financial sustainability ratio is proposed for use; that being the 'Own Source Income Ratio'. This ratio is calculated as 'income excluding Council contributions' as a percentage of total Authority expenditure. The forecast ratio for 2023-24 is 54%.

### The key financial measures for the 3 Year Business Plan 2023-26 are:

Indicator	2023/2024	2024/2025	2025/2026
Operating Surplus/(Deficit) Ratio	-17%	-18%	-23%
Own Sourced Income Ratio	54%	60%	59%
Asset Sustainability Ratio	959%	308%	21%

The Authority is focussed on maximising outcomes to improve the on what the centre delivers to the community and performance of centre operations, while aiming to reduce financial contributions by Constituent Councils.

We are proactively focussed on seeking grant opportunities for both large- and small-scale projects and exploring future community and commercial collaborations and opportunities to achieve this. The Authority will also be seeking self-funded lending if required to deliver its long-term goal of improving energy efficiency, with an aim to see a reduction in operational costs.











#### FAC Operational Management Key Performance Indicators

In line with the Management Agreement between the Authority and YMCA South Australia, annual Key Performance Indicators (KPIs) are agreed for operational management of FAC. These KPIs are aligned to the annual FAC Business & Marketing Plan and Budget and include:

- Performance growth metrics: attendance growth, member growth, member retention, swimming lesson growth
- Financial sustainability metrics: swimming lesson occupancy, swimming lesson wage cost ratio, net operating result, secondary spend profit margin, wage cost ratio
- Safety metrics: incidents per 1000 visits, facility hazard management, Royal Life Saving Society -Facility Safety Assessment

During 2023-24, the Authority will be undertaking a market assessment of the centre management contract, we will also be reviewing what measures of performance will be required to align with the Strategic Plan 2023-32 to ensure that delivery of service at the facility is aligned with the Mission and Vision of the Authority.







# ASPIRATIONS OF THE AUTHORITY

#### OUR MISSION

A PREMIER AQUATIC FACILITY THAT ENHANCES THE HEALTH AND WELLBEING OF OUR REGIONAL COMMUNITIES.





### 1 Participation & Awareness

Increase participation and awareness of the Fleurieu Aquatic Centre and its programs and facilities.

	Aquatic Certife and its programs and facilities.
STRATEGIES	1.1 Engage with our communities, constituent Councils, and other key stakeholders.
	<b>1.2</b> Design and deliver facilities, programs, and services in line with community needs and expectations.
	1.3 Market and communicate to our communities.
ACTIONS	> Develop and implement a Communications and Engagement Strategy (2023-2024)
	> Investigate and pursue naming rights (2023-2025)
	> Maintain focus on customer service by providing multiple channels for feedback and using feedback to inform decisions (2023-2025)
	> Establish mechanism to co-ordinate promotion, marketing and communications across multiple platforms and channels. (2024-2026).
MEASURES	> Communications and Engagement Strategy completed, endorsed and implemented.
	> Naming rights agreement in place as appropriate.
	> Net Promoter Score above benchmark and improving.
	> Categorised collection of meaningful feedback in a format to inform decision making.
SUCCESS	> Our facility is recognised as a valuable community asset that returns social value to the community commensurate with the investment.
	> Our facility is inclusive, accessible, and participants reflect a broad range of community demographics.
	> Our facility is managed to maintain the financial investment made by constituent Councils on behalf of our communities.
	> Our facility and communities benefit from a range of collaborative projects and partnerships.





### 2 Social Inclusion

### Foster and maximise social inclusion and social activities.

STRATEGIES	2.1 Engage with identified stakeholders to develop opportunities for increased participation and social inclusion.
	<b>2.2</b> Identify and deliver facilities, services, and programs to improve social inclusion and meet the needs of people with disability.
	2.3 Advocate to key stakeholders for improved community transport options to the facility.
ACTIONS	> Develop relationships with community stakeholders to understand needs and opportunities to increase participation (2024-2025)
	> Undertake gap analysis of current service provision (2023-2024)
	> Facilitate initiatives for implementation, including consideration of funding sources in collaboration with community (2023-2025)
	> Undertake education and implement engagement designed to create a socially inclusive environment at the centre (2024-2026)
	> Access review of centre to identify opportunities to improve external access to centre (2022-2023)
	> Develop plan for implementation to improve centre infrastructure related to access (2023-2024
	> Implement identified recommendations from access review (2023-2025)
	> Undertake research in conjunction with centre management to determine current needs, gaps and opportunities for community transport (2023-2024)
	> Incorporate community transport solutions into access review as appropriate (2023-2025)
	> Advocate for improved community transport options to the centre (2023-2025)
MEASURES	> Improvement in services and activities to encourage access for all.
	> Improvement in centre programs to encourage access for all.
	> Increased attendance to centre with feedback supporting the changes as producing positive outcomes.
	> Improved engagement and attendance for people with disability and people from socially diverse backgrounds improved facilities and services for people with disability.
	> Identified transport needs and opportunities.
	> Plan of action developed.
	> Actions delivered, with review of outcomes to measure improvements (incorporating community feedback).
	> Successful implementation of appropriate community transport options.
SUCCESS	> Our facility is recognised as a valuable community asset that returns social value to the community commensurate with the investment.
	> Our facility is inclusive, accessible, and participants reflect a broad range of community demographics.
	> Our facility and communities benefit from a range of collaborative projects and partnerships.



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### 3 Collaboration

and partnerships.

Build relationships and collaborate for improved

	social, community, and commercial outcomes.
STRATEGIES	<ul><li>3.1 Seek opportunities for collaborative approaches to programs and services.</li><li>3.2 Seek commercial relationships to facilitate improved financial performance.</li></ul>
ACTIONS	<ul> <li>Identify opportunities for the centre to meet community needs for improved social inclusions (2023-2024)</li> <li>Actively pursue grant funding opportunities to develop programs and facilities in conjunction with community partners as appropriate (2022-2026)</li> <li>Investigate and pursue commercial relationship opportunities complementary to the centre (2023-2026)</li> <li>Partner with Swimming SA and other governing bodies, agencies and user groups to deliver events and community activities (2023-2026)</li> </ul>
MEASURES	<ul> <li>Improve collaboration in the development, delivery and funding of new and existing services.</li> <li>Secured future operating and capital grant funds.</li> <li>Built capability and capacity and actively submitting quantity and quality applications for funding.</li> <li>Improved outcomes and participation growth.</li> <li>Actively identify and pursue opportunities for collaboration with commercial benefits to deliver positive outcomes, drive increased participation and reduce direct expenditure.</li> </ul>
SUCCESS	<ul> <li>Our facility is recognised as a valuable community asset that returns social value to the community commensurate with the investment.</li> <li>Our facility is inclusive and accessible, and participants reflect a broad range of community demographics.</li> </ul>

> Our facility and communities benefit from a range of collaborative projects





### 4 Stewardship

# Provide prudent stewardship, striving for sustainability, innovation, and creativity.

#### **STRATEGIES**

- **4.1** Care for and manage our assets for the present day and future generations.
- **4.2** Seek solutions to reduce environmental impacts from the operations of the facility.
- 4.3 Provide sound financial management to improve performance of the facility.
- **4.4** Ensure a robust governance and integrity framework to maintain the Authority's integrity, including appropriate management of existing and emerging risk.

#### **ACTIONS**

- > Review Asset Management Plan and implement identified maintenance and operational improvements (2023-2024)
- > Evaluate centre performance and functionality, ensuring fit for purpose, compliance with safety standards and accessibility for all (2023-2024)
- > Undertake review of centre plant and equipment to achieve optimal operating efficiency, and to ensure optimal health outcomes for the community (2023-2024)
- > Identify strategic investment opportunities and land usage (Master Plan) (2024-2025)
- > Engage specialist resources to scope and deliver energy efficiency project (2022-2024)
- > Pursue grant funding support for energy efficiency project implementation (2023-2025)
- > Develop and adopt Environmental Sustainability Strategy (2024-2025)
- > Undertake detailed analysis of business operating model and performance (2023-2024)
- > Undertake procurement process for facility management (2023-2024)
- > New contract for operation of centre and executed (2023-2024)
- > Deliver Strategic Risk Framework (2022-2023)
- > Adopt Governance Framework (2023-2024)

#### **MEASURES**

- > Develop an understanding of the life expectancy of assets to ensure they are appropriately managed and maintained.
- > Assets are designed and implemented to deliver as intended and required in order to meet the needs of the centre and are maintained, upgraded or replaced to maximise cost efficiency.
- > Solar Project is delivered and energy cost savings realised
- > Environmental Sustainability Strategy endorsed and implemented
- > Centre plant and equipment review recommendations are actioned to achieve operating and energy efficiencies
- > The centre is operated at an optimum level of efficiency and effectiveness with best practice positively benchmarked.
- > Market assessment of the centre management is undertaken to support ongoing improvement in service offering and efficiency.
- > Strategic and governance documents of Authority are reviewed and their currency is maintained.
- > The Authority is supported by a robust Risk Framework.

#### **SUCCESS**

- > Our facility is overseen by an Authority with robust governance to deliver economic, environmental, social, and cultural sustainability.
- > Our facility is managed to contain the financial investment made by constituent Councils on behalf of our communities.





#### Financial Statements - Draft Budget 2023/24

ESTIMATED UNIFORM PRESENTATION OF FINANCES	2022/23	2023/24	2024/25	2025/26
OPERATING ACTIVITIES				
Operating Revenues less Operating Expenses Operating Surplus/ (Deficit)	2,797,245 (3,491,193) (693,948)	3,258,883 (3,774,608) (515,725)	3,313,465 (3,913,035) (599,570)	3,394,655 (4,170,209) (775,555)
CAPITAL ACTIVITIES				
less Net Outlays on Existing Assets Capital Expense on renewal and replacement of Existing Assets less Depreciation, Amortisation and Impairment less Proceeds from Sale of Replaced Assets Net Outlays on Existing Assets	12,130 (693,948) (681,818)	110,000 (542,601) (432,601)	161,861 (599,570) (437,710)	21,484 (775,555) (754,071)
less Net Outlay on New and Upgraded Assets Capital Expenditure on New and Upgraded Assets less Amounts received specifically for New and Upgraded Assets less Proceeds from Sale of Surplus Assets		40,000		
Net Outlays on New and Upgraded Assets		40,000		
Net Lending/ (Borrowing) for Financial Year	(12,130)	(123,124)	(161,861)	(21,484)
Financing transactions associated with the above net overall deficit, or applying	g the overall net	funding surplus	are as follows	
New Borrowings Repayment of Principal (Increase)/Decrease in Cash and Investments Net Balance Sheet funding (debtors & creditors etc)	- - 12,130	40,000 (755) 83,879	- (765) 162,626	- (776) 22,260
Financing Transactions	12,130	123,124	161,861	21,484



ESTIMATED STATEMENT OF COMPREHENSIVE INCOME	2022/22	2022/24	2024/25	2025/20
	2022/23	2023/24	2024/25	2025/26
INCOME User Charges Council Contributions Investment Income Reimbursements Other Income	2,036,411 755,934 4,900	2,274,854 961,229 22,800	2,334,545 956,610 22,310	2,392,885 985,200 16,570
Net gain - joint ventures & associates				
TOTAL INCOME	2,797,245	3,258,883	3,313,465	3,394,655
EXPENSES Employee Costs Materials, contracts & other expenses Depreciation, amortisation & impairments Finance Costs	2,797,245 693,948	3,232,007 542,601	3,312,910 599,570 555	3,394,110 775,555 545
Net loss - joint ventures & associates				
TOTAL EXPENSES	3,491,193	3,774,608	3,913,035	4,170,209
OPERATING SURPLUS/(DEFICIT)	(693,948)	(515,725)	(599,570)	(775,555)
Amounts specifically for new or upgraded assets Asset Disposal & Fair Value Adjustments Physical resources received free of charge				
NET SURPLUS/(DEFICIT)	(693,948)	(515,725)	(599,570)	(775,555)
Other Comprehensive Income Revalation of NonCurrent Assets Capital Contribution from Councils				
TOTAL COMPREHENSIVE INCOME	(693,948)	(515,725)	(599,570)	(775,555)



ESTIMATED STATEMENT OF FINANCIAL POSITION				
	2022/23	2023/24	2024/25	2025/26
ASSETS				
Current Assets				
Cash & Cash Equivalents	707,939	627,756	465,130	442,870
Trade & Other Receivables	78,840	158,619	158,619	158,619
Inventories				
TOTAL CURRENT ASSETS	786,779	786,375	623,749	601,489
Non-current Assets				
Financial Assets				
Equity accounted investments in Council businesses				
Infrastructure, Property, Plant & Equipment	16,899,597	28,905,404	28,467,694	27,713,624
TOTAL NON-CURRENT ASSETS	16,899,597	28,905,404	28,467,694	27,713,624
Total Assets	17,686,376	29,691,779	29,091,443	28,315,113
LIABILITIES				
Current Liabilities				
Trade and Other Payables	137,370	189,462	189,462	189,462
Short Term Borrowings		765	776	787
Short Term Provisions	3,173	-	-	-
TOTAL CURRENT LIABILITIES	140,543	190,228	190,238	190,249
Non-Current Liabilities				
Trade and Other Payables				
Long Term Borrowings		38,480	37,704	36,917
Long Term Provisions				
TOTAL NON-CURRENT LIABILITIES		38,480	37,704	36,917
Total Liabilities	140,543	228,708	227,942	227,166
NET ASSETS	17,545,833	29,463,072	28,863,501	28,087,946
EQUITY	(a =aa ) =			
Accumulated Surplus	(3,522,728)	(3,850,905)	(4,450,475)	(5,226,030)
Asset Revaluation Reserve	-	12,245,416	12,245,416	12,245,416
Capital Contribution from Councils	21,068,561	21,068,561	21,068,561	21,068,561
TOTAL EQUITY	17,545,833	29,463,072	28,863,502	28,087,947



ESTIMATED STATEMENT OF CHANGES IN EQUITY				
	2022/23	2023/24	2024/25	2025/26
Accumulated Surplus				
Balance at Beginning of Period	(2,828,780)	(3,335,180)	(3,850,905)	(4,450,475)
Net Surplus / (Deficit) for the year	(693,948)	(515,725)	(599,570)	(775,555)
Transfers from Other Reserves	, , ,	, ,	, ,	, ,
Transfers to Other Reserves				
Balance at End of Period	(3,522,728)	(3,850,905)	(4,450,475)	(5,226,030)
Asset Revaluation Reserve				
Balance at Beginning of Period	-	12,245,416	12,245,416	12,245,416
Revaluation Increment				
Transfer				
Balance at End of Period	-	12,245,416	12,245,416	12,245,416
Capital Contribution				
Balance at Beginning of Period	21,068,561	21,068,561	21,068,561	21,068,561
Capital Contributions from Councils	,,	, ,	, ,	, ,
Equity contribution to Councils				
Balance at End of Period	21,068,561	21,068,561	21,068,561	21,068,561
TOTAL EQUITY AT END OF REPORTING PERIOD	17,545,833	29,463,072	28,863,502	28,087,947



ESTIMATED STATEMENT OF CASH FLOWS				
	2022/23	2023/24	2024/25	2025/26
CASH FLOWS FROM OPERATING ACTIVITIES				
Receipts	2,797,245	3,258,883	3,313,465	3,394,655
Payments	(2,797,245)	(3,232,007)	(3,313,465)	(3,394,655
Net Cash provided by (or used in) Operating Activities	-	26,876	-	-
CASH FLOWS FROM INVESTMENT ACTIVITIES				
Receipts				
Amounts specifically for new or upgraded assets				
Sale of replaced assets				
Sale of surplus assets				
Distribution from Joint Ventures				
Repayments of Loans by Community Groups				
Payments				
Purchase of Renewal/Replacement Assets	( 12,130)	( 110,000)	( 161,861)	( 21,484
Purchase of New/Expansion Assets	-	( 40,000)	-	-
Loans made to Community Groups				
Net Cash provided by (or used in) Investing Activities	( 12,130)	( 150,000)	( 161,861)	( 21,484
CASH FLOWS FROM FINANCING ACTIVITIES				
Receipts				
Proceeds from Borrowings - Council		40,000		
Payments				
Repayment of Borrowings	-	( 755)	( 765)	( 776
Net Cash provided by (or used in) Financing Activities	-	39,245	( 765)	( 776
Net Increase (Decrease) in Cash Held	( 12,130)	( 83,879)	( 162,626)	( 22,260
Cash & cash equivalents at beginning of period	720,069	711,635	627,756	465,130
Cash & cash equivalents at end of period	707,939	627,756	465,130	442,870







# Confidential Board Report

**To:** FRAC Authority Board

**From:** Kellie Knight-Stacey – Acting Executive Officer

**Subject:** 5.1 Executive Structure Review

**Date:** 17 July 2023

References: Nil

**Consultation:** Victoria MacKirdy, CEO – City of Victor Harbor

Nigel Morris, CEO - Alexandrina Council

Confidential Attachments:

#### Recommendation

Pursuant to section 90(2) of the Local Government Act 1999, the Authority orders that all members of the public be excluded, with the exception of the CEO City of Victor Harbor, Victoria MacKirdy, CEO Alexandrina Council Nigel Morris, Acting Executive Officer, Kellie Knight-Stacey, and Administration Officer, Danielle Leckie, on the basis that it will receive and consider item 5.1 Executive Structure Review.

The Authority is satisfied, pursuant to section 90(3)(d) of the Act, that the information to be received, discussed or considered in relation to this Agenda Item is:

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, or to confer a commercial advantage on a third party; and
- (ii) would, on balance, be contrary to the public interest.

Accordingly, the Authority 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 information and discussion confidential as it contains information relating to the structure of the Authority.



# Confidential Board Report

**To:** FRAC Authority Board

**From:** Kellie Knight-Stacey – Acting Executive Officer

**Subject:** 5.2 Support Services Agreement

**Date:** 17 July 2023

References: Nil

**Consultation:** Trish Kirkland, General Manager Corporate – Alexandrina Council

Confidential Attachments:

#### Recommendation

Pursuant to section 90(2) of the Local Government Act 1999, the Authority orders that all members of the public be excluded, with the exception of the CEO City of Victor Harbor, Victoria MacKirdy, CEO Alexandrina Council Nigel Morris, Acting Executive Officer, Kellie Knight-Stacey, and Administration Officer, Danielle Leckie, on the basis that it will receive and consider item 5.2 Support Services Agreement.

The Authority is satisfied, pursuant to section 90(3)(d) of the Act, that the information to be received, discussed or considered in relation to this Agenda Item is:

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, or to confer a commercial advantage on a third party; and
- (ii) would, on balance, be contrary to the public interest.

Accordingly, the Authority 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 information and discussion confidential as it relates to a commercial contract of the Authority relating to administrative and financial services.