

Date: 20 July 2018

Location: City of Victor Harbor – Encounter Room, Civic Centre, 1 Bay Road, Victor Harbor

Meeting opened at 10:00am

1. ATTENDANCE

Present:

David Cooke (Chairperson) (via telephone)

Alison Kimber

Councillor Pat Chigwidden

Councillor Grant Gartrell

In attendance:

Mayor Graham Philp (Deputy Elected Member Representative)

Councillor Anne Woolford (Deputy Elected Member Representative)

Leonie Boothby, Executive Officer

2. APOLOGIES

John Coombe OAM (Deputy Chairperson)

3. MINUTES OF THE PREVIOUS MEETING

Moved: Cr Grant Gartrell

Seconded: Alison Kimber

FRACA000152 That the minutes of the previous Fleurieu Regional Aquatic Centre Authority meeting held on 18 May 2018 as circulated be confirmed as a true and accurate record.

CARRIED

4. BUSINESS ARISING

4.1 Resolutions Report and Work Program

Moved: Cr Pat Chigwidden

Seconded: Cr Grant Gartrell

FRACA00153 That the Authority note the Work Program and Resolutions Report as at 20 July 2018.

CARRIED

5. PRESENTATIONS

Nil.

6. REPORTS

6.1 Endorsement of Board Out of Session decision – Fees and Charges 2018-19 – Rounding

The Board endorsed for noting in these minutes, the Authority Board Out of Session email resolution completed on 6 June 2018, which determined as follows:

Moved: John Coombe

Seconded: David Cooke

FRACA000151 That the Authority endorse the rounding alterations to the Fleurieu Aquatic Centre fees and charges for 2018-19 noting that fees include GST:

FITNESS SERVICES:

Membership

Description	Current approved Fee	Revised (rounded) fee
All Access Concession (per fortnight)	\$28.64	\$28.65
All Access Concession 6 -month term	\$372.32	\$372.30
All Access Mates Rates (per fortnight)	\$29.18	\$29.20

NEW SERVICES – ALLIED HEALTH:

Description	Current approved fee	Revised (rounded) fee
Department of Veterans' Affairs (DVA) Initial Assessment	\$69.63	\$69.65
DVA Subsequent session	\$69.63	\$69.65
DVA Group session (per attendee) min. 3 per group	\$31.13	\$31.15

CARRIED

6.2 Adoption of 2018-19 Annual Business Plan & Budget

Moved: Cr Grant Gartrell

Seconded: Cr Pat Chigwidden

FRACA000154 That the Authority adopt the 3-Year Business Plan 2018-2021 (incorporating the Authority Business Plan 2018-19 & Fleurieu Aquatic Centre Business & Marketing Plan 2018-19) and Budget 2018-19; noting that Alexandrina Council has noted the Authority 3 Year Business Plan 2018-2021 and 2018-2019 Fleurieu Aquatic Centre Business & Marketing Plan; has conditionally approved the Authority Budget 2018-2019; and will reconsider each of these documents at its meeting on 6 August 2018.

CARRIED

6.3 Great Southern Swimming Club – request for assistance

Moved: Alison Kimber

Seconded: Cr Pat Chigwidden

FRACA000155 That the Authority:

1. Extend the offer to the Great Southern Swimming Club of a 100% waiver of lane hire fees to 30 June 2019 with the waiver reducing to 50% for 2019-20 and full fees being applicable from 1 July 2020 onwards; and
2. That the fee waiver be provided on the condition that the club complete the Club Plan by 30 November 2018; including a review of fees, financial modelling; and an action plan to increase membership.

CARRIED

Action: The Board requested the Executive Officer to bring a further progress report to the November Board meeting.

6.4 Fees 2018-19: 1:1 Swimming Lessons, Personal Training, Water Polo & Pre-school children's parties

Moved: Cr Pat Chigwidden

Seconded: Alison Kimber

FRACA000156 That the Fleurieu Regional Aquatic Centre Authority adopt the following revised / new 2018-19 Fleurieu Aquatic Centre fees (to be implemented from 1 August 2018); noting that the fees include GST:

One-on-one swimming lesson:

Fee	Revised 2018-19 Fee
Private Swim Lesson 1 on 1 (only offered on request for special needs clients)	\$45

Personal training:

Session type	Revised 2018-19 fees
Individual 30-minute session 1:1	\$38
Individual 30-minute session 1:2	\$44
Individual 30-minute session 1:3	\$46
3 x 30min session pack 1:1 (once-off offer)	\$99
3 x 30min session pack 1:2	\$119
3 x 30min session pack 1:3	\$129
5 x 30 min session pack 1:1	\$189
5 x session pack 1:2	\$219
5 x session pack 1:3	\$229
10 x 30 min session pack 1:1 (once-off offer)	\$339
10 x 30 min session pack 1:2	\$399
10 x 30 min session pack 1:3	\$419

Water polo:

Description	Revised 2018-19 Fee
Water Polo – Per team (maximum of 8 players)	\$60.00

Pre-school children's party:

Description	Proposed 2018-19 Fee
Pre-school children - catered (1-hour party games and splash pad fun + catering for up to 12 children. Further additional charge of \$45 for 12 or more children for additional host)	\$290

CARRIED

Action: The Board requested the Executive Officer to provide feedback to YMCA that it would like to see increased marketing of these activities including attracting the family market and generating activity during school holidays.

6.5 Depreciation Reserve Funds

Moved: Cr Pat Chigwidden

Seconded: Cr Grant Gartrell

FRACA000157 That the Authority notes the information received.

CARRIED

6.6 Board Review

Moved: Alison Kimber

Seconded: Cr Grant Gartrell

FRACA000158 That the Authority:

1. Note the Board Internal Review results and recommendations; and
2. Provide a report to constituent Councils outlining the process and findings for consideration.

CARRIED

7. MATTERS FOR DISCUSSION

7.1 Executive Officer contract expiry

The Executive Officer left the room for the duration of this discussion.

The Board noted as follows:

1. In light of recent discussions with the Local Government Association Workers Compensation Scheme, the Authority contract with Leonie Boothby & Associates Pty Ltd will not be extended post expiry on 4 August 2018;
2. The Authority Chairperson has written to the constituent Councils requesting assistance via one of the two Councils agreeing to engage Leonie Boothby as a Council employee from 5 August to 30 November 2018 (terms and conditions to be agreed) such that she may be appointed as the Authority Executive Officer for that period;
3. That the Authority is currently reviewing the ongoing requirements and risk management implications for procurement or employment of an Executive Officer for December 2018 onwards and will make recommendations to the constituent Councils in due course; and that
4. The challenges identified by the LGAWCS in relation to the Charter and its requirements around engagement of an Executive Officer will also be addressed and will be included in the overall review of the Authority Charter.

7.2 Joint Council Informal Gathering 12 July 2018

The Board noted the verbal report provided regarding the joint constituent Council Informal Gathering held on 12 July 2018. The Board and agreed that more regular communication with Councils should be undertaken with the suggestion of a biannual presentation.

7.3 Criteria and process for consideration of partnership proposals

The Board noted the verbal report provided regarding the progress towards development of criteria and process for consideration of partnership proposals.

8 URGENT BUSINESS WITHOUT NOTICE

8.1 Recent maintenance and service issues at Fleurieu Aquatic Centre

An update was provided on recent maintenance and service issues at the Fleurieu Aquatic Centre (FAC); water leak above men's changerooms and water temperature in hydrotherapy pool.

Action: The Executive Officer is to notify all Board members regarding any significant maintenance or service issues experienced at FAC.

8.2 Operational feedback

Board members noted the following feedback regarding services at FAC:

- Allocated disabled parking spaces are too far from the entrance to the building;
- Chairs should be provided in showers for use
- The height of one of the change tables in the disability changerooms is too high

Action: The Executive Officer is to provide the above feedback to YMCA.

9. CONFIDENTIAL REPORTS

9.1 Competitive Neutrality Review

Moved: Alison Kimber

Seconded: Cr Pat Chigwidden

FRACA000160 That the Authority:

1. Under the provisions of Section 90(2) of the Local Government Act 1999 make an order that the public be excluded from consideration of this matter, except for the Executive Officer, Ms Leonie Boothby; to consider in confidence a report relating to Section 90(3)(h) of the Local Government Act 1999:

(h) legal advice;

relating to Competitive Neutrality considerations regarding the Fleurieu Aquatic Centre, being information that must be considered in confidence to ensure that the Authority does not disclose information that relates to legal advice; and

2. Accordingly, on this basis, the Authority is satisfied that public interest in conducting discussions in a place open to the public has been outweighed by the need to keep the information and discussion confidential to prevent the disclosure of information that relates to legal advice.

Substantiation:

The matter of the agenda item relating to Competitive Neutrality considerations regarding the Fleurieu Aquatic Centre pursuant to Section 90(3)(h) of the Local Government Act 1999 ("the Act") being information that must be considered in confidence to ensure that information that relates to legal advice; is not divulged.

There is strong public interest in enabling members of the public to observe the Authority's transparent and informed decision-making. This helps to ensure accountability, maintain transparency of public expenditure, facilitate public participation, assist public awareness and allow for the scrutiny of information. Attendance at a meeting of the Authority is one means of satisfying this interest. The public will only be excluded from a meeting of the Authority when the need for confidentiality pursuant to Section 90(2) of the Act outweighs the public interest of open decision-making.

In this matter, the reasons that receipt, consideration or discussion of the information or matter in a meeting open to the public would be contrary to the public interest are that discussion will include discussion pertaining to legal

advice. On balance, the above reasons which support the need for confidentiality pursuant to Section 90(2) of the Act outweigh the factors in favour of the public interest of open decision making.

CARRIED

Cr Gartrell indicated that he has an external business relationship with one of the parties to the Competitive Neutrality complaint against the Authority; however, he has determined that he has no conflict of interest with regards to this agenda item.

Moved: Alison Kimber

Seconded: Cr Grant Gartrell

FRACA000162 That the Authority, having considered this matter in confidence under Section 90(2) and 90(3)(h) of the Local Government Act 1999, makes an order pursuant to Section 91(7) and (9), that this report and minutes in relation to consideration of this item, be kept confidential and not available for public inspection other than information required to be released in accordance with any relevant requirements of Section 91(8) of the Local Government Act 1999; and in accordance with (2) above and Section 91(9)(c) of the Local Government Act 1999, authorises the Executive Officer to review and revoke the order.

CARRIED

NEXT MEETING

Ordinary meeting: Friday 28 September 2018, 10am – Alexandrina Council Office – 11 Cadell St Goolwa, Large Meeting Room

CLOSURE

Meeting closed at 12:02pm.