

Date & Time: Thursday 25 May 2023, 1:00pm
Location: Large Meeting Room, Alexandrina Council

Meeting Opened: 1.00 pm

1. Present

Steve Mathewson	Independent Chairperson
Mark Easton	Independent Member
Vicki Tomlinson	Independent Member
Angela Schiller	Council Member Representative, City of Victor Harbor
Margaret Gardner	Council Member Representative, Alexandrina Council

In Attendance

Kellie Knight-Stacey	Acting Executive Office, FRACA
Danielle Leckie	Administration Officer, FRACA

2. Apologies

Lou Nicholson	Deputy Council Member Representative, Alexandrina Council
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3. Conflicts of Interest

Steve Mathewson declared a general conflict of interest. He has commenced a contracted position as the Consultant Chief Information Officer with Alexandrina Council on 6 March 2023. Steve has identified he will remain in the role of Chair and undertake regular business unless a specific conflict of interest is identified in the future. Each item of business will be considered, and any identified conflicts of interest declared and addressed as appropriate.

4. Minutes of Previous Meeting

4.1. Adoption of Minutes

Motion: FRACA00651
Moved: Cr Angela Schiller
Seconded: Vicki Tomlinson

The Authority Board adopt the minutes of the Board meeting held on 28 April 2023.

CARRIED

5. Business Arising

5.1. Board Annual Work Plan

Motion: FRACA00652
Moved: Cr Margaret Gardner
Seconded: Mark Easton

The Authority Board receive and note the updated Authority Board Annual Work Plan 2023 as presented on 25 May 2023.

CARRIED

6. Verbal Reports

The Executive Officer provided a verbal report to the Board on current activity.

7. Reports

7.1. Budget Review 2022-2023 – Q3

Motion: FRACA00653
Moved: Cr Angela Schiller
Seconded: Vicki Tomlinson

The Authority Board:

- *for the period ending 31 March 2023 adopt a Budget Review with capital expenditure of \$29,130 and an operating deficit of \$549,948; and*
- *Recommend the Budget Review as at 31 March 2023 be provided to Constituent Councils with an increase of \$108,135 combined contributions across both Councils.*

CARRIED

Confidential Reports

8.1. YMCA Performance Report – Q3

Motion: FRACA00654
Moved: Cr Angela Schiller
Seconded: Cr Margaret Gardner

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 Acting Executive Officer, Kellie Knight-Stacey, and Administration Officer, Danielle Leckie, on the basis that it will receive and consider item 8.1 YMCA Performance Report – Q3.

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 commercial operations of the Fleurieu Aquatic Centre as managed by the YMCA.

CARRIED

8.2. Unsolicited Proposal

Motion: FRACA00656
Moved: Cr Margaret Gardner
Seconded: Vicki Tomlinson

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 Acting Executive Officer, Kellie Knight-Stacy, and Administration Officer Danielle Leckie, on the basis that it will receive and consider item 8.2 Unsolicited Proposal.

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 to prevent the disclosure of commercial information of a confidential nature (not being a trade secret) as it includes information that may prejudice the commercial position of the Authority.

CARRIED

8.3. Energy Efficiency Project

Motion: FRACA00658
Moved: Cr Margaret Gardner
Seconded: Cr Angela Schiller

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 Acting Executive Officer, Kellie Knight-Stacey, and Administration Officer, Danielle Leckie, on the basis that it will receive and consider item 8.3 Energy Efficiency Project.

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 future tender process.

CARRIED

- 9. Next Meeting:** TBC
- 10. Meeting Closed:** 2.10 pm

It should be noted that in accordance with the legal advice received by the Authority dated 26 August 2020, all reports, minutes, attachments, and associated documents from items deliberated by the Authority in confidence, will automatically remain in confidence in perpetuity, unless a resolution of the Board is made to release such items. Items may also be removed from confidence under delegation. At the conclusion of each agenda item that is considered by the Authority in confidence, the default position is for the return to open / public meeting, until such time as a further resolution is made to return to confidential meeting procedures.