

**MINUTES OF COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT
GAMBIER
ON TUESDAY, 17 MARCH 2020 AT 6.00 P.M.**

PRESENT: Mayor Lynette Martin (OAM), Cr Sonya Meziniec, Cr Max Bruins, Cr Christian Greco, Cr Ben Hood, Cr Paul Jenner, Cr Frank Morello, Cr Steven Perryman

OFFICERS IN ATTENDANCE:

Chief Executive Officer	- Mr A Meddle
General Manager Community Wellbeing	- Ms B Cernovskis
General Manager City Infrastructure	- Mr N Serle
General Manager City Growth	- Dr J Nagy
Media and Communications Officer	- Mrs A Watson
Manager Executive Administration	- Mr M McCarthy
Executive Administration Officer	- Mrs F McGregor

27 NEW CONFIDENTIAL ITEMS

27.1 BLUE LAKE GOLF CLUB - KPI REPORT DECEMBER QUARTER 2019 – REPORT NO. AR20/15109

RESOLUTION 2020/125

Moved: Cr Max Bruins
Seconded: Cr Paul Jenner

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Mayor L Martin, Councillors S Meziniec, M Bruins, C Greco, B Hood, P Jenner, F Morello and S Perryman and Council Officers A Meddle, M McCarthy, B Cernovskis, J Nagy, N Serle, A Watson and F McGregor be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 27.1 AR20/15109 Blue Lake Golf Club - KPI Report December Quarter 2019.

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

- commercial information of a confidential nature (not being a trade secret) the disclosure of which 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
- information concerning matters that must be considered in confidence in order to ensure that the Council does not:
 - breach any law, order or direction of a court or tribunal constituted by law,
 - breach any duty of confidence, or
 - breach any other legal obligation or duty

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the matters to be received and discussed include commercial information relating to the operations of the Blue Lake Golf Club provided in-confidence to Council for review purposes creating a duty of confidence, and the disclosure of which could reasonably be expected to confer a commercial advantage on a 3rd party and prejudice the commercial position of the Blue Lake Golf Club.

CARRIED

RESOLUTION 2020/126

Moved: Cr Paul Jenner
Seconded: Cr Steven Perryman

1. That Council Report No. AR20/15109 titled 'Blue Lake Golf Club - KPI Report December Quarter 2019' as presented on 17 March 2020 be noted.



2. Noting there has been improvement, the Blue Lake Golf Club be granted a further 1 year lease renewal to allow a better assessment of sustainability into the future on the basis that Council considers the current year KPI's to have been satisfactorily met.
3. Blue Lake Golf Club be advised that Council will consult with the Club regarding KPI's for the one year lease from 1st July 2020.

CARRIED

RESOLUTION 2020/127

Moved: Cr Max Bruins

Seconded: Cr Ben Hood

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 27.1 AR20/15109 Blue Lake Golf Club - KPI Report December Quarter 2019 and its attachments, the discussion and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (d) and (g) be kept confidential and not available for public inspection until two years have passed or the Blue Lake Golf Club has ceased operating, whichever is the earlier.
2. Further that Council delegates the power to review, revoke, but not extension of the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

