

18.2 **Glenelg Football Club Loan** (Report No: 117/24)

Motion - Exclusion of the Public – Section 90(3)(d) Order **C230424/7750**

1. That pursuant to section 90(2) of the *Local Government Act 1999* Council hereby orders that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer and Staff in attendance at the meeting in order to consider Report No: 117/24 Glenelg Football Club Loan in confidence.
2. That in accordance with section 90(3) of the *Local Government Act 1999* Council is satisfied that it is necessary that the public be excluded to consider the information contained in Report No: 117/24 Glenelg Football Club Loan on the following grounds:

- d. pursuant to section 90(3)(d) of the Act, 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 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.

In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in public access to the meeting has been balanced against the public interest in the continued non-disclosure of the information. The benefit to the public at large resulting from withholding the information outweighs the benefit to it of disclosure of the information.

3. The Council is satisfied, the principle that the meeting be conducted in a place open to the public, has been outweighed

Moved Councillor Lonie, Seconded Councillor Miller **Carried Unanimously**

The Glenelg Football Club Working Group has continued to meet with an aim to resolving the outstanding debt of \$1,029,922 owed by the Club to Council. This included receiving an investigative report on the Club's current and future financial position which highlights that, though sustainable, its capacity is limited. As part of the negotiations the Working Group have considered a number of options and proposals.

With the support of the Working Group, Glenelg Football Club have written to Council with a proposal to pay 50% of the debt by 30 June 2024 and a request for debt forgiveness on the remaining 50%. This amount would then be used by the Club to invest in identified projects that aim to raise additional revenue and develop football across the community.

Due to an existing provision within Council's financial statements for an impairment on the loan, a 50% forgiveness of the outstanding debt would have no impact on its operating result or its Long-Term Financial Plan. The \$514,961 cash receipt, when received, would be used to reduce Council's borrowing requirements in 2023-24.

Councillor Fleming left the Chamber at 8.09pm

Councillor Fleming re-joined the Chamber at 8.10pm

Motion

C230424/7751

That Council:

1. notes it has received and considered the request from Glenelg Football Club for debt forgiveness on 50% of its outstanding debt with Council;
2. approves the debt forgiveness proposal from the Glenelg Football Club; and
3. approves the extension of the current financial assistance to the Glenelg Football Club to 30 June 2024 being:
 - a) that the Glenelg Football Club continue to not be charged interest on existing borrowings;
 - b) that the current lease and licence be held over at an annual rental of \$40,000 pa (including GST); and
4. approves the extension of the Glenelg Football Club Working Group until the matter is resolved, including the continued appointment of Councillors Abley, Smedley and Snewin to the Working Group.
5. authorises the Mayor and Chief Executive Officer to execute and seal any documents required to give effect to this resolution.

RETAIN IN CONFIDENCE - Section 91(7) Order

6. That having considered Agenda Item 18.2 - Glenelg Football Club Loan in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report, attachment and minutes be retained in confidence for a period of six months and the Chief Executive Officer is authorised to release the documents when the Audited Financial Statements are presented to Council.

Moved Councillor Smedley, Seconded Councillor Snewin

Carried

CONFIRMED

14 May 2024

MAYOR