

Confidential Minutes of the Ordinary Meeting of Council of the City of Holdfast Bay held in the Council Chamber, Glenelg Town Hall, Moseley Square, Glenelg, on Tuesday 14 June 2022.

19. ITEMS IN CONFIDENCE

19.1 Kauri Community and Sporting Complex – Management Agreement and Lease to Seacliff Sports Club (Report No: 198/22)

Motion – Exclusion of the Public – Section 90(3)(b & d) Order C140622/2635

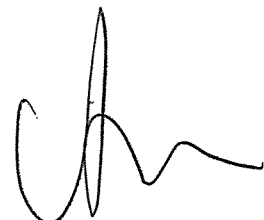
1. That pursuant to Section 90(2) of the *Local Government Act 1999* Council hereby orders that the public be excluded from attendance at this meeting with the exception of the Chief Executive Officer and Staff in attendance at the meeting in order to consider Report No: 198/22 Kauri Community & Sporting Complex – Management Agreement and Lease to Seacliff Sports Club 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: 198/22 Kauri Community & Sporting Complex – Management Agreement and Lease to Seacliff Sports Club on the following grounds:
 - b. pursuant to section 90(3)(b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would prejudice the commercial position of the Council.
 - 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.

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 by the need to keep the information or discussion confidential.

Moved Councillor Miller, Seconded Councillor Lindop

Carried



The current agreement between the City of Holdfast Bay (**Council**) and Belgravia Health and Leisure Group Pty Ltd (**Belgravia**) for the management of the Kauri Community and Sporting Complex (**Complex**) expires on 22 June 2022. As foreshadowed by Council Resolution No. C20322/2581, Council Administration has now facilitated negotiations with the Seacliff Tennis and Hockey Clubs (**Clubs**) with the aim of transitioning the management to the Clubs. As such, this report recommends that Council extend the existing arrangements with Belgravia until 30 June 2022 and grant a lease to Seacliff Sports Club Inc (being an umbrella association comprising both Clubs) in respect of the first floor function area for a term of five (5) years as and from 1 July 2022 and otherwise on the terms discussed herein.

Motion**C140622/2636****That Council:**

1. approves the extension of the current management agreement with Belgravia for the facility management of the Kauri Community and Sports Complex for a period of eight (8) days commencing on 23 June 2022 and expiring on 30 June 2022;
2. enters into Memorandum of Lease with Seacliff Sports Club in respect of the first floor function area of the Kauri Community and Sporting Complex and more particularly being the area delineated in red on the plan annexed hereto as Attachment 1 for a term of five (5) years commencing on 1 July 2022 (subject to a trial period of one (1) year) and otherwise on the terms discussed herein; and
3. authorises the Mayor and Chief Executive Officer to execute and seal any documents required to give effect to the extension of the management agreement with Belgravia, the Memorandum of Lease to Seacliff Sports Club and any documents of and incidental to the transfer of management.

RETAIN IN CONFIDENCE - Section 91(7) Order

4. having considered Agenda Item 19.1 Kauri Community and Sporting Complex – Management Agreement and Lease to Seacliff Sports Club (Report No: 198/22) in confidence under Section 90(2), 90(3)(b) and 90(3)(d) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the Report and Attachment 2 be retained in confidence for a period of 24 months with the Chief Executive Officer authorised to release the documents following conclusion of the Management Agreement with Belgravia Health and Leisure Group or the expiry of the 24 month confidentiality period.

Moved Councillor Lindop, Seconded Councillor Lonie

Carried Unanimously