

### 10.3 Appointment of Audit Committee Chairperson

*Cr Mazzachi MOVED*

1. (a) *That under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public with the exception of Team Leader Infrastructure Planning and Projects, Economic Development Officer, General Manager City Services, General Manager City Compliance, General Manager Strategy and Policy, Group Manager Economic Development, Chief Executive Officer, Group Manger Governance and the Minute Secretary be excluded from attendance at the meeting in order to consider in confidence this item.*
- (b) *That the Council is satisfied that it is necessary that the public be excluded to enable the Council to receive, discuss and consider the report at the meeting on the following grounds:*
  - *information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);*
- (c) *That accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.*

*Seconded by Cr Coomans.*

**CARRIED**

*Cr Erwin MOVED*

- 1 *That Allan Bolaffi be appointed as independent Chairperson of the City of Onkaparinga Audit Committee for a period of two years (concluding 31 May 2009).*
2. *That the remuneration for the independent Chairperson of the Audit Committee be \$20,000 per annum.*
3. *That Peter Agars be appointed as an additional independent member of the City of Onkaparinga Audit Committee for a period of two years (concluding 31 May 2009).*
4. *That the remuneration for the independent member of the Audit Committee be \$12,000 per annum.*
5. *That council amends the audit committee terms of reference item 3. Membership with the following;*
  - *Membership of the Audit Committee will comprise;*

- *Elected Members: two elected members and one proxy member, nominated by the Council.*
- *Independent Members: two independent members, one of whom will be the chairperson, appointed by the Council.*

6 *That the Mayor be authorised to make an announcement of the appointment following the notification of all parties.*

*Seconded by Cr Swann.*

**CARRIED**

*Cr Erwin MOVED that an order be made under the provisions of Section 91(7) and (9) of the Local Government Act 1999 that the abovementioned document (or part of such document) including the minutes and the report of the Council/Committee relating to discussion of the subject matter of that document, having been dealt with on a confidential basis under Section 90 of the Act, should be kept confidential on the grounds of information contained in Section 90(3) (a) until all parties are notified of the outcome of Councils deliberations.*

*Seconded by Cr Nash.*

**CARRIED**

#### **10.4 McLaren Vale and Fleurieu Visitors Centre**

Cr Arbon declared a conflict on Interest as partner is on the board of the McLaren Vale Grape Wine and Tourism Association and left his seat in the chamber at 9.37pm.

*Cr Swann MOVED*

1. (a) *That under the provisions of Section 90(2) of the Local Government Act 1999 an order be made that the public with the exception of Team Leader Infrastructure Planning and Projects, Economic Development Officer, General Manager City Services, General Manager City Compliance, General Manager Strategy and Policy, Group Manager Economic Development, Chief Executive Officer, Group Manager Governance and the Minute Secretary be excluded from attendance at the meeting in order to consider in confidence this item.*
- (b) *That the Council is satisfied that it is necessary that the public be excluded to enable the Council to [receive/discuss/consider] the [information/matter/report] at the meeting on the following grounds:*
  - (i) *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; and*
  - *would, on balance, be contrary to the public interest;*
- (c) *That accordingly, on this basis the principle that meetings of the Council should be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.*

*Seconded by Cr Coomans.*

**CARRIED**

*Cr Fletcher MOVED*

1. *That Council provide in-principle support for the direction proposed including:*
  - *purchase of the McLaren Vale and Fleurieu Visitor Centre by Council for a consideration reflecting the debt incurred in establishing and operating the Centre for visitor servicing;*
  - *the proposed Food Wine Industry Association to operate visitor servicing;*
  - *the remainder of the Centre to be leased to compatible parties including the McLaren Vale Grape Wine and Tourism Association; and*
  - *upgrading of the Centre to be part funded by the South Australian Tourism Commission.*
1. *That the Chief Executive Officer be delegated the authority to negotiate a draft agreement with the McLaren Vale Grape Wine and Tourism Association to be brought back to Council for its consideration.*
2. *That a comprehensive report be presented using external sources, where appropriate, that identifies the business plan for Council and other parties as appropriate in the operation of the centre.*

*Seconded by Cr Ferguson.*

**CARRIED**

*Cr Coomans MOVED that an order be made under the provisions of Section 91(7) and (9) of the Local Government Act 1999 that the abovementioned document (or part of such document) including the minutes and the report of the Council relating to discussion of the subject matter of that document, having been dealt with on a confidential basis under Section 90 of the Act,*

*should be kept confidential on the grounds of information contained in 90(3)(d) until the future of the McLaren Vale and Fleurieu Visitor Information Centre is agreed between the parties.*

*Seconded by Cr Nash.*

*CARRIED*