

**MINUTES
OF THE AUDIT & RISK COMMITTEE MEETING OF THE CITY OF TEA TREE
GULLY HELD ON WEDNESDAY 11 OCTOBER 2023 AT 6.30PM IN THE CIVIC
CENTRE, 571 MONTAGUE ROAD, MODBURY**

1. Opening and Welcome

2. Attendance Record:

2.1 Present – Physical Attendance

Crs I Zagladov (*Presiding Member*), R Unger, Mr R Haslam, Mr D Edgecombe and Ms D Bear.

2.2 Apologies

Nil

2.3 Record of Officers in Attendance (physical or electronic)

Ryan McMahon	Chief Executive Officer
Justin Robbins	General Manager Strategy & Finance
Felicity Birch	General Manager City Operations
Michael Pereira	General Manager Community Services
Alex Pukallus	Coordinator, Risk & Audit
Marley Marks	Risk Officer
Leo Wu	Strategic Buildings Project Lead

Consultants in Attendance (physical or electronic)

Heather Martens	KPMG (electronic)
Adam Rotapel	KPMG (electronic)
Nathan Clements	KPMG (electronic)
Malcolm Hewson	KPMG (electronic)

2.4 Record of Number of Persons in the Public Gallery – Physical Attendance

Nil

3. Confirmation of Minutes to the Previous Meeting

Moved Mr Haslam, Seconded Mr Edgecombe

That the Minutes of the Audit & Risk Committee Meeting held on 6 September 2023 be confirmed as a true and accurate record of proceedings.

Carried Unanimously (27)

4. Public Forum - Nil

5. Deputations - Nil

6. Presentations - Nil

7. Petitions - Nil

8. Adjourned Business - Nil

9. Motions Lying on the Table - Nil

10. Management Reports

Office of the Chief Executive Officer - Nil

City Operations - Nil

Corporate Services - Nil

Community Services - Nil

Strategy & Finance

10.1 Internal Audit Report - Recycled Water (D23/55142)

Moved Mr Haslam, Seconded Ms Bear

1. That the Audit & Risk Committee receives the report titled “Internal Audit Report – Recycled Water” and dated 11 October 2023, and endorses the agreed actions as detailed in Attachment 1.
2. That the Audit & Risk Committee is provided with an update before the end of the financial year.

Carried Unanimously (28)

10.2 Draft Long Term Financial Plan 2025-2034 for Community Engagement (D23/58858)

Moved Ms Bear, Seconded Mr Edgecombe

That the Audit & Risk Committee recommends to Council:

That Council having considered the report titled “Draft Long-Term Financial Plan 2025-2034 for Community Engagement” and dated 11 October 2023:

1. Adopts the updated draft Long-Term Financial Plan for the Financial years 2025-2034 for the purpose of public consultation as outlined in Attachment 1 of the abovementioned report, noting that the publishing and formatting will be updated to incorporate minor changes and any resolutions of Council.
2. Undertakes public consultation on the draft Long-Term Financial Plan in accordance with the draft Community Engagement Strategy outlined in Attachment 2 of the abovementioned report.

Carried Unanimously (29)

11. Notice(s) of Motions - Nil

12. Motions without Notice - Nil

13. Questions on Notice - Nil

14. Questions without Notice - Nil

15. Information Reports - Nil**16. Status Report on Council and Committee Resolutions - Nil****17. Other Business - Nil****18. Confidential Items****18.1. Tea Tree Gully Tennis Clubroom Redevelopment Section 48 Prudential Report (D23/78413)****Recommendation for Moving into Camera**

Moved Mr Edgecombe, Seconded Cr Unger

1. That pursuant to Section 90(2) of the Local Government Act 1999, the Audit & Risk Committee orders that the public (except staff on duty) be excluded from the meeting to enable discussion on the Tea Tree Gully Tennis Clubroom Redevelopment Section 48 Prudential Report.
2. That the Audit & Risk Committee is satisfied that pursuant to section 90(3)(b) of the Local Government Act 1999, the information be received, discussed or considered in relation to this item is:
 - information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council:
 - on the basis that it would compromise a competitive tender process for the engagement of the building contractor.
3. In addition, the disclosure of this information would, on balance, be contrary to the public interest. The public interest in the 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. 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 on the basis that it would compromise a competitive tender process for the engagement of the building contractor.

Carried Unanimously (30)

18.1 Tea Tree Gully Tennis Clubroom Redevelopment Section 48 Prudential Report (D23/78413)

The confidential Resolution No 31 has been withdrawn from the public minute record in accordance with Resolution No 32.

Retention of confidential documents:

Moved Mr Edgecombe, Seconded Mr Haslam

1. That having considered the agenda item titled “ Tea Tree Gully Tennis Clubroom Redevelopment Section 48 Prudential Report” dated 11 October 2023 in confidence under section 90(2) & (3)(b) and Section 91(7) of the Local Government Act 1999:
 - information the disclosure of which could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council

the Audit & Risk Committee pursuant to section 91(7) of the Act orders that the report, attachments and minutes relevant to this item be retained in confidence until the contract has been signed and awarded and that this order be reviewed every 12 months at a minimum (if the confidentiality period is longer than 12 months in duration) or until the Audit & Risk Committee resolves otherwise, whichever occurs first.

2. That Audit & Risk Committee gives the power pursuant to Section 91 of the Local Government Act 1999 to the Chief Executive Officer to revoke the order made under Section 91 (7) of the Local Government Act 1999 subject to the Chief Executive Officer consulting with the Mayor and reporting to the Elected Members of the revocation.

Carried Unanimously (32)

19. Date of Next Ordinary Meeting

6 December 2023

The Presiding Member declared the meeting closed at 7.31pm.

Confirmed.....
Presiding Member 6 December 2023