

<u>Present</u>

Nigel Catt (Chair) Natasha Hunt (Zoom) Paul Brown

In Attendance

Megan Whibley (General Manager VHHTA) Tamar Herron (Minute Secretary VHHTA) Karen Rokicinski (Director Corporate and Customer Service COVH) Toni Carter (Executive Assistant Corporate and Customer Service COVH)

Commencement

The meeting commenced at 3:04 pm

3. Apologies

Rachel Kennedy Cr Carol Schofield AM

4. Minutes of the Previous Meeting

4.1 Board Meeting Minutes – 24 July 2023

VHHTA387 Moved: Paul Brown Seconded: Natasha Hunt

That the minutes of the previous Victor Harbor Horse Tram Authority Board Meeting held Monday, 24 July 2023, be confirmed as a true and accurate record.

CARRIED

5. Adjourned Item(s)

Nil

6. Reports for Receiving and Noting only

6.1 Outstanding Resolutions Register

VHHTA388 Moved: Natasha Hunt Seconded: Paul Brown

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That the Victor Harbor Horse Tram Authority receive and note the Outstanding Resolutions Register report.

CARRIED

7. <u>Reports for decision</u>

7.1 General Manager Annual Performance Review

- VHHTA389 Moved: Paul Brown Seconded: Natasha Hunt
 - 1. That the Victor Harbor Horse Tram Authority receive and note the General Manager Annual Performance Review report.

CARRIED

- VHHTA390 Moved: Paul Brown Seconded: Natasha Hunt
 - 2. That the Victor Harbor Horse Tram Authority endorse the General Manager Annual Performance Review Report.

CARRIED

7.2 Policy Review

- VHHTA391 Moved: Natasha Hunt Seconded: Paul Brown
 - **1.** That the Victor Harbor Horse Tram Authority Board receive and note the Policy Review Report.

CARRIED

- VHHTA392 Moved: Paul Brown Seconded: Natasha Hunt
 - 2. That the Victor Harbor Horse Tram Authority Board endorse the VHHTA Volunteer policy, at attachment A to this report.

CARRIED

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VHHTA393 Moved: Natasha Hunt Seconded: Paul Brown

3. That the Victor Harbor Horse Tram Authority Board endorse the VHHTA Code of Conduct Policy for Board Members, at attachment B to this report.

CARRIED

8. Presentations

Nil

9. Discussion Items - No decision(s)

9.1 Draft Annual 2022/23 Report – A discussion was had regarding the VHHTA Board receiving the Draft Annual 2022/23 Report for minor editing.

10. Correspondence Received

Nil

11. Urgent Business without Notice

Nil

12. Confidential Item(s)

VHHTA394 Moved: Natasha Hunt Seconded: Paul Brown

12.1 CONFIDENTIAL - Return and Allocation of Surplus Funds

1. That pursuant to section 90(2) of the Local Government Act 1999, the VHHTA orders that all members of the public, except Megan Whibley (VHHTA General Manager), Tamar Herron (VHHTA Minute Secretary), Karen Rokicinski (Director of Corporate and Customer Service) and Toni Carter (Executive Assistant Corporate and Customer Service) be excluded from attendance at the meeting for Agenda Item 12.1 – CONFIDENTIAL – Return and Allocation of Surplus Funds, that the VHHTA is satisfied that, 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 could reasonably be expected to confer a commercial advantage on a person with whom the

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VHHTA or Council is proposing to conduct business or would prejudice the commercial position of the VHHTA or Council.

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. The VHHTA 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 disclosure of the VHHTA's commercial position may severely prejudice the VHHTA's or Council's ability to be able to negotiate a proposal for the benefit of the VHHTA and the community in this matter.

CARRIED

VHHTA398 Moved: Paul Brown Seconded: Natasha Hunt

- 5. That having considered the Agenda Item 12.1 CONFIDENTIAL Return and Allocation of Surplus Funds in confidence under Section 90(2) and (3)(b) of the Local Government Act 1999, the VHHTA:
 - i. pursuant to Section 91(7) of the Act orders that the report and minutes be retained in confidence until all associated procurement processes have been completed; or as otherwise determined by the VHHTA General Manager; and
 - ii. the public be readmitted to the meeting.

CARRIED

13. Next Meetings

Tuesday, 31 October 2023, 3pm – The Stables, Canton Place, TBC

14. Meeting Closed.

The Chair declared the meeting closed at 3:52 pm





Please be advised that filming, photography and audio recording may take place at this meeting when the public and media are not lawfully excluded under Section 90 of the Local Government Act 1999.

