

Minutes of the meeting of the Audit Committee of the City of Holdfast Bay held in the Kingston Room, Civic Centre, 24 Jetty Road, Brighton on Wednesday 28 August 2019 at 6:00pm.

PRESENT

Members

Presiding Member – Councillor J Smedley
Councillor R Snewin
Mr S Spadavecchia
Mr S Tu
Ms P Davies

Staff

Chief Executive Officer – Mr R Bria
General Manager Strategy and Business Services – Ms P Jackson
Manager Finance – Mr J Newton
A/General Manager Alwyndor – Mr B Capes
Finance Manager Alwyndor – Ms Lisa Humphrey

Guest

Dongju Han from Bentleys

1. OPENING

The Presiding Member declared the meeting open at 6.00 pm.

2. APOLOGIES

- 2.1 Apologies Received - Nil
- 2.2 Absent - Nil

3. DECLARATION OF INTEREST

Members were reminded to declare their interest before each item.

4. CONFIRMATION OF MINUTES

Motion

That the minutes of the Audit Committee on 5 June 2019 and the Special Meeting of the Audit Committee on 26 June 2019 be taken as read and confirmed.

Moved by Councillor Snewin, Seconded by Mr Spadavecchia

Carried

5. ACTION ITEMS

The Action Items were tabled and discussed.

6. REPORTS BY OFFICERS

6.1 Standing Items – August 2019 (Report No: 324/19)

The Audit Committee is provided with a report on standing items at each ordinary meeting.

Motion

That the Audit Committee advises Council it has received and considered a Standing Items Report addressing:

- Monthly financial statements
- Audit/Internal control
- Risk management
- Whistleblowing
- Economy and efficiency audits
- Public Interest Disclosure Act 2018
- Audit Committee Meeting Schedule for 2019

Moved Mr Tu, Seconded Mr Spadavecchia

Carried

7. AUDIT COMMITTEE FORWARD AGENDA

8. URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING

Mr Spadavecchia asked a question on the article in Indaily regarding climate change risks raised at recent City of Adelaide Council meeting.

The Chief Executive Officer, Mr Bria provided a response.

9. CONFIDENTIAL ITEMS

9.1 Loan Receivables (Report No: 325/19)

Motion – Exclusion of the Public – Section 90(3)(d) Order

1. That pursuant to Section 90(2) of the *Local Government Act 1999* Audit Committee hereby orders that the public be excluded from attendance at this meeting with the exception of the Staff in attendance at the meeting in order to consider Report No: 325/19 Loan Receivables in confidence.
2. That in accordance with Section 90(3) of the *Local Government Act 1999* Audit Committee is satisfied that it is necessary that the public be

excluded to consider the information contained in Report No: 325/19 Loan Receivables 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, as this would prejudice the commercial position 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 Audit Committee 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.

RETAIN IN CONFIDENCE - Section 91(7) Order

4. That having considered Agenda Item 9.1 Loan Receivables (Report No: 325/19) in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Audit Committee, pursuant to section 91(7) of that Act orders that the report, attachments 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 by Councillor Snewin, Seconded by Mr Tu

Carried

9.2 **Internal Audit Services (Report No: 326/19)**

Motion – Exclusion of the Public – Section 90(3)(b) Order

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: 326/19 – Internal Auditor Services 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: 211/19 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 could reasonably be expected to confer a commercial advantage on a person with whom the Council is
- conducting business; or
proposing to conduct business; or
would prejudice the commercial position of the 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.

RETAIN IN CONFIDENCE - Section 91(7) Order

2. That having considered Agenda Item 9.2 Internal Audit Services – Report No 326/19 in confidence under section 90(2) and (3)(k) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report, attachments and minutes be retained in confidence for a period of 12 months and/or the Chief Executive Officer is authorised to release the documents when the contract for services has been finalised and that this order be reviewed every 12 months.

Moved by Mr Spadavecchia, Seconded by Ms Davies

Carried

8. DATE AND TIME OF NEXT MEETING

The next meeting of the Audit Committee will be held on Wednesday 9 October 2019 in the Mawson Room, Civic Centre, 24 Jetty Road, Brighton.

9. CLOSURE

The Meeting closed at 7.56 pm.

CONFIRMED **Wednesday 9 October 2019**

PRESIDING MEMBER