

**REF NO: GC091214F01**  
**MINUTES OF**  
**CONFIDENTIAL ITEM**

**Marion Leisure and Fitness Centre**  
**Lease to CASA Leisure Pty Ltd**  
**Report Reference: GC091214F01**

9.58pm the meeting went into confidence

**Moved Councillor Hutchinson, seconded Councillor Prior** that formal proceedings be suspended to enable discussion on the item.

**Carried Unanimously**

**9.59pm formal proceedings suspended**  
**10.23pm formal proceedings resumed**

**Moved Councillor Appleby, Seconded Councillor Hull** that:

1. Council gives 14 days notice of breach to CASA to remedy the current default provisions of the lease.
2. Should such default not be remedied, that Council moves to terminate the lease with CASA for breach and non-payment of rent and outgoings, subject to lease and legislative requirements.
3. That in terminating the lease, Council implements such strategies to ensure that appropriate arrangements for current patrons are made.
4. Further, that in terminating the lease, Council takes appropriate legal action to recoup monies owing to Council.
5. Conducts a market review of the facility which includes identifying potential users and management options and models for the medium and long term.
6. Receive a report detailing the findings of this review which will include future options for the facility and management models.
7. That in the interim, monthly updates be provided to Council on progress associated with this matter.
8. In accordance with Section 91(7) and (9) of the Local Government Act 1999 the Council orders that this report, Marion Leisure and Fitness Centre, Lease to CASA Licence Pty Ltd and the Minutes arising from this report having been considered in confidence under Section 90(2) and (3)(d) of the Act be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting. This confidentiality order will be reviewed at the General Council Meeting in December 2015.
9. Notwithstanding the confidentiality order of the Council as resolved at 4 above, the Council authorises the Mayor and/or Chief Executive Officer to provide information and/or to make statements in the public realm including social media in reliance upon the content of the confidential documentation where they consider it necessary.

**Carried Unanimously**

10.28pm the meeting came out of confidence