

CITY OF HOLDFAST BAY

Minutes of the Ordinary Meeting of Council of the City of Holdfast Bay held in the Kingston Room, Civic Centre, 24 Jetty Road, Brighton, on Tuesday 22 July 2008 at 7:00pm.

PRESENT

His Worship the Mayor
Deputy Mayor
Councillors

A K Rollond
R A Clancy
R M Bouchée
P N Crutchett
J L Deakin
L R Fisk
J D Huckstepp
S C Lonie
T D Looker
A C Norton
R T Donaldson
I S Walker
R A Thomas
S G Hodge

Chief Executive Officer
General Manager Corporate Services
General Manager City Services
General Manager City Assets

1. OPENING

His Worship the Mayor, declared the meeting open with prayer and acknowledgement of Kurna Traditional Owners at 7:00pm.

2. APOLOGIES

- 2.1 **For Absence** Councillor L van Camp
- 2.2 **Leave of Absence** Councillors P D H Heysen and R D Beh

3. PRESENTATION Nil

4. CONFIRMATION OF MINUTES

C220708/285 Councillor Clancy moved and Councillor Fisk seconded that the minutes of the Ordinary Meeting of Council held on 8 July 2008 be taken as read and confirmed. **CARRIED**

5. MAYORAL REPORT

From 1 June 2008 to 30 June 2008

C220708/286 Councillor Huckstepp moved and Councillor Looker seconded that the report be received and noted. **CARRIED**

6. QUESTIONS BY MEMBERS

6.1 Without Notice Nil

6.2 With Notice Nil

7. REPORTS BY DELEGATES OR REPRESENTATIVES**7.1 Hayama Sister City Exchange**

Councillor Looker informed Members of his recent trip to Hayama in Japan as part of the Sister City Exchange program. A further report will follow.

8. PETITIONS AND DEPUTATIONS**8.1 Bay Discovery Centre**

Mrs Helen Gitsham and Mr Geoff Parkinson, volunteers at the Bay Discovery Centre, made a deputation to Council regarding the Bay Discovery Centre and Town Hall Review.

8.2 Kapara Aged Care Facility, 80 Moseley Street, Glenelg South

A petition has been received from Ms Margaret Bills, on behalf of herself and sixteen (16) other citizens of Ramsgate Street, Glenelg South regarding the visual amenity of the Kapara Aged Care site. The petition states as follows:

"Ramsgate Street has been designated by the Holdfast Bay Council as an 'Heritage' area. It is therefore not appropriate or in keeping to have skips and rubbish areas on view from the street. We, the residents of Ramsgate Street would appreciate it if Kapara would, within a reasonable time, screen off these areas."

Attached for the information of Elected Members is a full copy of the petition. Administration has verified that the number of signatures attached is 17, including that of Ms Margaret Bills.

Refer Attachment 1

C220708/287 Councillor Bouchée moved and Councillor Looker seconded that the petition regarding Kapara Aged Care Facility, 80 Moseley Street, Glenelg South be received by Council and Administration reports further after seeking response to the issues raised from the management of Kapara.

CARRIED

8.3 Petitions – Glenelg Town Hall and Bay Discovery Centre

Councillor Clancy presented to Council two petitions, relating to the Glenelg Town Hall and the Bay Discovery Centre.

9. NOTICES OF MOTION**9.1 Official Opening of Stage 3 of the Somerton Coast Park**

In accordance with his notice:

- C220708/288** Councillor Crutchett moved and Councillor Clancy seconded that
- 1. Administration writes to the Minister of Urban Development and Planning thanking him for opening Stage 1 of the Somerton Coast Park.**
 - 2. Administration invite the Minister to advise a suitable date in February 2010 where they may be available to open Stage 3 of the Somerton Coast Park at/or near the Somerton Surf Life Saving Club.**

CARRIED

9.2 Rating Review Committee investigation of increased differential rate for hotels trading after midnight

In accordance with his notice:

- C220708/289** Councillor Looker moved and Councillor Bouchée seconded that the 'Rating Review Committee' report to council regarding determining of an increased differential rate to be applied to hotels that trade after midnight. The differential rate should be sufficient to provide revenue to fund increased security patrols, alcohol out reach services, Council legal costs for court actions and any other costs incurred that relate to ensuring the protection of residential amenity and the welfare of our community.

A division was called.

Voted For
R M Bouchée
P N Crutchett
L R Fisk
S C Lonie
T D Looker
A C Norton

Voted Against
R A Clancy
J L Deakin
J D Huckstepp

HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED

Background

Council has received a petition from residents concerning the problems stemming from late night trading of Hotels in the Glenelg area. Council does not control liquor licenses but has a responsibility to do all it can to ensure the amenity and welfare of residents is protected. To do this effectively there is a measurable financial cost. It is entirely reasonable that these costs be recovered from the profitable private businesses whose activities are at the heart of the problem.

Extra costs to Council and hence the community include security patrols, litter removal and legal costs for challenges to liquor licences. There is also a need for alcohol outreach services for young people and "Drug Arm" has indicated an approximate cost to run such a service around the Moseley Square area would be in the region of \$32,000 per annum.

15.1 Adjourned Item – [Report No: 294/08] Bay Discovery Centre and Glenelg Town Hall Review (Report No: 348/08)

At its meeting held on 24 June 2008 Council was presented with Report No: 294/08 relating to the Bay Discovery Centre and Glenelg Town Hall Review. The recommendation included commencing Stage 2 of the Review and introducing gold coin donation entry into the Bay Discovery Centre. The motion, ultimately adjourned, incorporated much of the report recommendation together with the introduction of commencing a \$5 entry fee (with a discount coupon). Proceeding with further review report work, along with considering the future use of the Council Chamber and Mayor's Parlour within the Glenelg Town Hall for civic Council functions and activities (rather than commercial / shared use options) form part of this motion.

Following discussion, Council resolved to adjourn consideration of this matter for a month "to allow Elected Members time to consider other financial aspects of the Bay Discovery Centre operation".

Having regard to the terms of Council's 24 June 2008 adjournment, this report provides a copy of the 2008/2009 Bay Discovery Centre budget together with a short Discussion Paper prepared by the Centre's Manager, and brief commentary within the report itself.

The original Report No: 294/08, and the adjourned motion are now presented to Council for further consideration.

C220708/290 Councillor Clancy moved and Councillor Deakin seconded that the report be received and the adjourned item [Report No: 294/08] Bay Discovery Centre and Glenelg Town Hall Review be reconsidered.

CARRIED

Adjourned Motion from 24 June 2008 meeting:

Councillor Crutchett moved and Councillor Bouchée seconded

- 1. That Council receives Report No. 294/08 and associated Attachments 1 to 3;**
- 2. That Council authorises Administration to commence Stage 2 - Key Issues Paper and Recommendations of the Bay Discovery Centre and Glenelg Town Hall Review project;**
- 3. That in conjunction with the Stage 2 Review, Administration also engage the services of a Commercial Property Consultant to provide specialist advice on the potential adaptation and use of the Glenelg Town Hall with the aim of improving the income generated from the building;**
- 4. That Administration arrange the necessary budget adjustment of \$20,000 to accommodate the cost of the Stage 2 Review and the advice of a Commercial Property Consultant; and**
- 5. The Manager Bay Discovery Centre introduce a \$5.00 entry fee and discuss with the Advisory Committee the introduction of a discount entry coupon (similar to below) and report back to Council on the logistical issues, marketing/promotional requirements and volunteer training requirements by the August 2008 meeting of the Strategy and Development Committee.**
- 6. The Mayor's Parlour and the Council Meeting Chamber in the Glenelg Town Hall be maintained for the continued use by Council, once the existing damage is repaired.**

Councillor Looker moved and Councillor Fisk seconded that the adjourned question be put.

CARRIED

THE QUESTION WAS PUT AND LOST

C220708/291 Councillor Looker moved and Councillor Bouchée seconded:

1. That Council forms a committee combining the Elected Members currently appointed to the Bay Discovery Centre Advisory Committee, the Holdfast Bay History Centre Committee and the Arts Advisory Committee, together with one volunteer representative from the respective management committees of the Bay Discovery Centre, Holdfast Bay History Centre, Glenelg Community Centre and the Friends of the Library, to be known as the Bay Discovery Centre Review Committee.
2. That the Bay Discovery Centre Review Committee reviews and reports to Council on the operation of the Glenelg Town Hall building, including the Bay Discovery Committee.
3. That the Bay Discovery Centre Review Committee Terms of Reference include seeking and considering submissions from interested stakeholders together with consideration of the consultants report.
4. That the Bay Discovery Centre Review Committee deliberations not exclude other council properties in the vicinity of the Glenelg Town Hall, for example the Former Moseley Street Trinity Church, the Glenelg Library and the Glenelg Community Centre.
5. That Administration report to Council on the provision of independent support staff or a consultant to meet the service needs of the Bay Discovery Centre Review Committee.

A division was called.

Voted For
R M Bouchée
R A Clancy
P N Crutchett
J D Huckstepp
L R Fisk
T D Looker
A C Norton

Voted Against
J L Deakin
S C Lonie

HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED

10. **ADJOURNMENT (TO ENABLE PERMANENT COMMITTEES TO MEET)
(8:09PM)**

C220708/292 Councillor Clancy moved and Councillor Fisk seconded that Council stand adjourned to enable the permanent Economic and Corporate and Environment and Engineering Committees to meet.

CARRIED

11. **RESUMPTION**

C220708/293 Councillor Clancy moved and Councillor Bouchée seconded that Council resume at 9:47pm.

CARRIED

12. COMMITTEE RECOMMENDATIONS FOR CONSIDERATION**12.1 Economic and Corporate Committee**

The Chairperson, Councillor Fisk reported that the Economic and Corporate Committee had met this evening and had processed the business contained in the agenda documents.

C220708/294 Councillor Fisk moved and Councillor Bouchée seconded:

- 1. That the report of the Chairman of the Economic and Corporate Committee and the Committee agenda documents together with Administration recommendations be received.**
- 2. That the recommendations of the Economic and Corporate Committee be adopted.**

CARRIED

12.2 Environment and Engineering Committee

The Chairperson, Councillor Huckstepp reported that the Environment and Engineering Committee had met this evening and had processed the business contained in the agenda documents.

C220708/295 Councillor Huckstepp moved and Councillor Deakin seconded:

- 1. That the report of the Chairman of the Environment and Engineering Committee, and the Committee agenda documents together with Administration recommendations excluding Agenda Item 8.5 be received.**
- 2. That the recommendations of the Environment and Engineering Committee excluding Agenda Item 8.5 be adopted.**

CARRIED

Councillor Lonie declared an interest in Agenda Item 8.5 of the Environment and Engineering Committee Agenda, due to the location of her home near the site under consideration, and left the meeting at 9:46pm.

C220708/296 Councillor Fisk moved and Councillor Bouchée seconded:

- 1. That the Committee agenda documents together with Administration recommendations for Agenda Item 8.5 of the Environment and Engineering Committee Agenda be received.**
- 2. That the recommendations of the Environment and Engineering Committee for Agenda Item 8.5 be adopted.**

CARRIED

Councillor Lonie rejoined the meeting at 9:47pm.

Referred to Council by the Environment and Engineering Committee:

8.6 Norfolk Island Pine, Corner of Brighton Road and Augusta Street, Glenelg (Report No: 355/08)

Report No: 355/08 was presented advising Administration has received correspondence from the Department of Transport, Energy and Infrastructure (DTEI) requesting overhanging vegetation on Anzac Highway, Brighton Road and Tapleys Hill Road be cleared to provided the required 5m vertical clearance above the road surface. These roads are under the care, control and management of DTEI, however Council is responsible for the trees

The required works have been programmed through field staff operations, however DTEI has also requested that the Norfolk Island Pine on the south western corner of

the Brighton Road and Augusta Street, Glenelg intersection, which leans into the carriage way clearance zone, be removed to facilitate the construction of the left turning slip lane into Augusta Street.

Councillor Looker moved and Councillor Crutchett seconded that the Cook Island Pine tree be removed and replaced with a new Norfolk Island Pine tree on the basis that Council does not support the introduction of the slip lane.

A division was called.

Voted For	Voted Against
R M Bouchée	R A Clancy
P N Crutchett	S C Lonie
L R Fisk	A C Norton
T D Looker	J L Deakin
	J D Huckstepp

HIS WORSHIP THE MAYOR DECLARED THE MOTION LOST

C220708/297 Councillor Deakin moved and Councillor Norton seconded:

That the Council notes the intention of Councillor Deakin to move at the next meeting of Council that the decision of 27 May 2008 (EE270508/057)

“That the Committee recommends that adjourned item [189/08] Street Tree Removal – Brighton Road, Bay Junction Shopping Centre be reconsidered, and that the developer of the Bay Junction Shopping Centre be advised of the following:

That the Committee does not support the removal of the trees at the corner of Brighton Road and Augusta Street to allow the construction of a slip lane.”

be rescinded.

and that if the rescission motion is **successful**:

That the Norfolk Island Pine on the south west corner of Brighton Road and Augusta Street, Glenelg, which is leaning into the Brighton Road carriage way clearance zone, be removed in order to comply with Department Transport, Energy and Infrastructure request under section 26A of the *Highways Act 1926*, and to reduce Councils own risk exposure.

CARRIED

13. REPORTS OF ADVISORY COMMITTEES AND/OR SUB-COMMITTEES Nil

14. REPORTS OF REGIONAL SUBSIDIARIES Nil

15. REPORTS BY OFFICERS

Councillors Bouchée and Huckstepp declared an interest in the following matter due to their membership of the Southern Region Waste Resource Authority and left the meeting at 9:52pm.

15.2 Items in Brief (Report No: 344/08)

Report No: 344/08 was presented detailing items which were presented for the information of Members and did not require a separate resolution.

C220708/298 Councillor Fisk moved and Councillor Lonie seconded that the report be noted and items of interest be discussed.

CARRIED

Councillors Bouchée and Huckstepp rejoined the meeting at 9:53pm.

**15.3 Committee Register Review and Terms of Reference Update
(Report No: 342/08)**

A review of Part A (Council Standing and Special Purpose Committees) of the Committee Register has been conducted, updating the register, verifying membership of committees and standardising the naming of committees and the document. As part of this review the Terms of Reference of a number of Advisory Committees' have been reviewed and updated. Some Advisory Committees have also been identified for removal as their functions have been included in other committees.

C220708/299 Councillor Clancy moved and Councillor Fisk seconded that Council:

- 1. Endorses the updated Committee Register contained at Attachment 1 to Report No:342/08 subject to the following variations:**
 - **Page 19 - Bay Discovery Centre Management Committee to be changed to Bay Discovery Centre Advisory Committee; and**
 - **Page 30 Glenelg Oval Advisory Committee meeting place to be changed to "any appropriate venue within the oval precinct, chosen by consensus of the Council Elected Members of the Advisory committee."**
 - **Terms of Reference for the Bay Discovery Centre Advisory Committee (Item 6.2) that the Volunteer Representatives be appointed by the Volunteers (not the manager)**
- 2. Endorses the Terms of Reference for:**
 - **Volunteer Advisory Committee;**
 - **Glenelg Community Centre Property Management Committee; and**
 - **Bay Discovery Centre Advisory Committee, as amended.**
- 3. Removes the following Advisory Committees from the Committee Register:**
 - **Proclamation Day Advisory Committee; and**
 - **Sounds of the City Advisory Committee.**
- 4. Reaffirms that all Committees are to meet in accordance with Section 81(6) of the *Local Government Act 1999*, i.e. ordinary meetings of the Council Committees may not be held before 5:00pm unless the Council Committee resolves otherwise by a resolution supported unanimously by all members of the Council Committee**

CARRIED

15.4 Council Member's Superannuation Contribution (Report No: 340/08)

Following advice from the Local Government Association and Report 210/08 on the Australian Taxation Office (ATO) decision regarding the accessibility of superannuation contributions in relation to Council members' allowances, this matter is represented so that Council can endorse granting Members the opportunity to enter into a voluntary agreement to salary sacrifice their allowance into an approved superannuation fund. This will provide Members with an opportunity to manage their allowances in a more tax effective manner.

C220708/300 Councillor Clancy moved and Councillor Huckstepp seconded that Council resolves that it is prepared to enter into a voluntary arrangement with an Elected Member of Council whereby it will make a superannuation contribution to a complying superannuation fund (nominated by the Elected Member) in respect of all or part of that Elected Member's allowance that the Elected Member agrees to forgo.

CARRIED

**15.5 Event Proposal - Triathlon Australia's Adelaide Challenge
(Report No: 345/08)**

Triathlon Australia has approached the City of Holdfast Bay for Glenelg to be the host community for the Metropolitan Adelaide stage of its National Challenge Series which incorporates community and professional athletes' participation. The event is proposed to be staged in late November 2008, and a number of siting details are yet to be resolved. Future planning meetings with Triathlon Australia will determine the exact location of the three (3) main elements of the event and further details will be reported to the Events Advisory Committee in due course.

C220708/301 Councillor Looker moved and Councillor Fisk seconded:

- 1. That Council grants approval for the Triathlon Australia National Challenge Series to be held on 28-30 November 2008 and authorises Administration to continue operational planning for the event in conjunction with Triathlon Australia and the South Australian Tourism Commission.**
- 2. That the details of staging the event be referred to the next meeting of the Events Advisory Committee to provide direction for future participation in the National Challenge Series.**

CARRIED

15.6 Release of Confidential Reports (Report No: 341/08)

It has been Council's practice to review the documents held in confidence every six months and this practice will continue with the next formal review occurring in December 2008.

C220708/302 Councillor Clancy moved and Councillor Fisk seconded that the confidential reports marked "Recommend for Release" shown at Attachment 1 to Report No: 341/08 be released from confidence.

AMENDMENT

Councillor Crutchett moved that the confidential reports marked "Recommend for Release" shown at Attachment 1 to Report No: 341/08 and Confidential Report No: 379/06, including attachments, minutes and agreement between the Glenelg Football Club and the Council be released from confidence.

LAPSED FOR WANT OF A SECONDER

THE SUBSTANTIVE MOTION WAS PUT AND CARRIED

15.7 Community Engagement Framework (Report No: 346/08)

The development of a Community Engagement Directions Plan based on the Community Engagement Handbook produced by the Local Government Association will assist in the delivery of best practice engagement and consultation programmes to the Holdfast Bay community and stakeholders. By engaging the community through the IAP2 consultation model, Council will be using best practice and have the capacity to develop a consistent approach across the whole organisation which, will ideally lead to improved input to and acceptance of decisions by the community.

C220708/303 Councillor Fisk moved and Councillor Clancy seconded that Council adopts in principle:

- 1. the use of the IAP2 Community Engagement model for the purpose of reviewing its policy and procedures relating to Community Consultation and Engagement.**
- 2. the use of the LGA Community Engagement Handbook 2008 to develop a Draft Community Engagement Directions Plan for Council's consideration.**

CARRIED

Councillors Bouchée and Huckstepp declared an interest in the following matter due to their membership of the Southern Region Waste Resource Authority and left the meeting at 10:10pm.

15.8 Southern Region Waste Resource Authority Board Recommendations – Appointment of Chairman and Revised Charter (Report No: 290/08)

The Southern Region Waste Resource Authority (SRWRA) is a Regional Subsidiary under the Local Government Act in which the City of Holdfast Bay has a 15% interest. SRWRA has sought constituent Councils' endorsement of the re-appointment of its Chairman and the adoption of a revised Charter. The Chief Executive Officer considers that both proposals are appropriate and they are recommended for Council's endorsement.

C220708/304 Councillor Clancy moved and Councillor Fisk seconded that Council:

- 1. Endorses the re-appointment of Mark Booth as Chairman of the Southern Region Waste Resource Authority for a three (3) year term commencing on 15 September 2008, in accordance with the unanimous recommendation of the Board of the Authority.**
- 2. Endorses the revised Charter of the Southern Region Waste Resource Authority in the form provided under cover of correspondence from the Authority dated 9 July 2008, and included at Attachment 2 to Report Number 290/08.**

CARRIED

Councillors Bouchée and Huckstepp rejoined the meeting at 10:11pm.

15.9 Right of entry documents – Glenelg Football Club (Report 339/08)

Correspondence has been received from the ANZ Bank seeking a Right of Entry to the Glenelg Football Club premises, to provide security over monies which were loaned to the club to finance redevelopment of its licensed premises.

C220708/305 Councillor Bouchée moved and Councillor Crutchett seconded that this question be adjourned until Council receives further information to confirm:

- **The areas of the premises involved;**
- **The equipment involved;**
- **The details of the legal advice comment that “the agreement places some risk on council”;**
- **Why the \$2.2 million dollar debt owed to council by the Glenelg Football Club does not show in the accounts provided;**
- **The extent of the debt that the Glenelg Football Club owes the ANZ bank or other financial institutions;**
- **Whether the assets referred to in the ANZ bank proposal are owned by the Glenelg Football Club Inc or other stakeholders at the oval, including Council;**
- **Whether the Council’s auditor wishes to comment on this proposal.**

CARRIED

16. RESOLUTIONS SUBJECT TO FORMAL MOTIONS

A listing of resolutions subject to formal resolutions to adjourn or lay on the table items of Council business, for the current term of Council were presented in the Agenda.

17. URGENT BUSINESS**17.1 Elected Members Training request**

C220708/306 Councillor Crutchett moved and Councillor Bouchée seconded that any Elected Members who wish to attend the Local Government Association’s “Media Interaction Awareness” training to be held on 31 July 2008 be granted approved to do so at Council’s cost.

CARRIED

17.2 Leave of Absence

C220708/307 Councillor Deakin moved and Councillor Clancy seconded that Councillor Norton be granted leave of absence for the August meetings of Council.

CARRIED

18. ITEMS IN CONFIDENCE**18.1 Notice of Motion (Report No: 343/08)**

Council officers remaining: Mr Donaldson, Mr Walker, Mr Hodge and Ms Thomas

C220708/308 Councillor Deakin moved and Councillor Huckstepp seconded that, pursuant to Section 90(2) and 90(3)(b) of the Local Government Act 1999 the Council order that the public be excluded from attendance at the meeting, with the exception of Council officers and any other visitors permitted to remain, after taking into account the relevant considerations under Section 90(3)(b), on the basis that it will receive, discuss or consider the following:

- **information or matter the disclosure of which –**
 - (i) **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; and**
 - (ii) **would, on balance, be contrary to the public interest.**

CARRIED

Notice of Motion – Infrastructure Reserve Fund (Report No: 343/08)

ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

C220708/312 Councillor Deakin moved and Councillor Clancy seconded that pursuant to Section 90(2), 90(3)(b) and 91(7) of the Local Government Act 1999:

- 1. The Council orders that the documents and minutes relating to Report No: 343/08 with the exception of Resolution No: C220708/308 for going into confidence be kept confidential and not available for public inspection on the basis that they deal with information the disclosure of which:**
 - (i) **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; and**
 - (ii) **would, on balance, be contrary to the public interest under Section 90(2) and 90(3)(b) of the Act**
- 2. This resolution will be reviewed on or before 30 June 2009 by the Council.**

CARRIED

**18.2 Delegate Report - Inner Southern Business Enterprise Centre
(Report No: 347/08)**

Council officers remaining: Mr Donaldson, Mr Walker, Mr Hodge and Ms Thomas

C220708/313 Councillor Crutchett moved and Councillor Clancy seconded that, pursuant to Section 90(2) and 90(3)(a) of the Local Government Act 1999 the Council order that the public be excluded from attendance at the meeting, with the exception of Council officers and any other visitors permitted to remain, after taking into account the relevant considerations under Section 90(3), on the basis that it will receive, discuss or consider the following:

- **information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person or persons (living or dead).**

CARRIED

Delegate Report - Inner Southern Business Enterprise Centre (Report No: 347/08)

ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

C220708/314 Councillor Crutchett moved and Councillor Deakin seconded that pursuant to Section 90(2), 90(3)(a) and 91(7) of the Local Government Act 1999:

- 1. The Council orders that the documents and minutes relating to Report No: 347/08 with the exception of Resolution No: C220708/313 for going into confidence be kept confidential and not available for public inspection on the basis that they deal with information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of a person or persons (living or dead) under Section 90 (2) and 90(3)(a) of the Act.**
- 2. This resolution will be reviewed on or before 30 June 2009 by the Council.**

CARRIED

18.3 Items in Brief (Report No: 349/08)

Council officers remaining: Mr Donaldson, Mr Walker, Mr Hodge and Ms Thomas

C220708/315 Councillor Deakin moved and Councillor Clancy seconded that, pursuant to Section 90(2) and 90(3)(b) of the Local Government Act 1999 the Council order that the public be excluded from attendance at the meeting, with the exception of Council officers and any other visitors permitted to remain, after taking into account the relevant considerations under Section 90(3)(b), on the basis that it will receive, discuss or consider the following:

- **information or matter the disclosure of which –**
 - (i) 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; and**
 - (ii) would, on balance, be contrary to the public interest.**

CARRIED

18.3 Items in brief (Report No: 349/08)

Report No: 349/08 was presented detailing items which were presented for the information of Members and did not require a separate resolution.

C220708/316 Councillor Deakin moved and Councillor Lonie seconded that the report be noted and items of interest be discussed.

CARRIED

ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

C220708/317 Councillor Deakin moved and Councillor Bouchée seconded that pursuant to Section 90(2), 90(3)(b) and 91(7) of the Local Government Act 1999 the Council orders that the documents and minutes relating to Report No: 349/08 not be kept confidential and be available for public inspection.

CARRIED

19. RESUMPTION

Councillor Clancy moved and Councillor Fisk seconded that Council resume as an open meeting of Council at 10:41pm.

CARRIED

20. CLOSURE

The Meeting closed at 10:42pm

CONFIRMED

Tuesday 12 August 2008

MAYOR