

## CITY OF HOLDFAST BAY

**Minutes of the Ordinary Meeting of Council of the City of Holdfast Bay held in the Council Chamber, Glenelg Town Hall, Moseley Square, Glenelg, on Tuesday 13 March 2012 at 7:00pm.**

### PRESENT

His Worship the Mayor	A K Rollond
Deputy Mayor	R A Clancy
Councillor	R M Bouchée
Councillor	P W Dixon
Councillor	K M Donaldson
Councillor	L R Fisk
Councillor	J D Huckstepp
Councillor	S C Lonie
Councillor	T D Looker
Councillor	S Patterson
Councillor	R C Patton
Councillor	A P Roe
Councillor	L J Yates
Chief Executive Officer	J P Lynch
General Manager Alwyndor Aged Care	G Potter
General Manager City Assets	S G Hodge
General Manager City Services	R A Cooper
General Manager Corporate Services	I S Walker

### 1. Opening

His Worship the Mayor declared the meeting open at 7.00pm.

### 2. Kurna Acknowledgement

With the opening of the meeting His Worship the Mayor stated:

We acknowledge Kurna people as the traditional owners and custodians of this land.

We respect their spiritual relationship with country that has developed over thousands of years, and the cultural heritage and beliefs that remain important to Kurna People today.

### 3. Prayer

His Worship the Mayor requested all present to pray and read the following Prayer:

Heavenly Father, we pray for your presence and guidance at our Council Meeting.

Grant us your wisdom and protect our integrity as we carry out the powers and responsibilities entrusted to us on behalf of the community that we serve.

**4. Apologies**

4.1 Apologies Received Nil

4.2 Absent Nil

**5. Items Presented to Council** Nil**6. Declaration of Interest**

Members were reminded to declare their interest before each item.

**7. Confirmation of Minutes**

C130312/418

**Councillor Huckstepp moved and Councillor Lonie seconded that the minutes of the Ordinary Meeting of Council held on 28 February 2012 be taken as read and confirmed.**

**CARRIED****8. Questions by Members**

8.1 Without Notice Nil

8.2 With Notice

8.2.1 Question Regarding Mayor's Comments

In accordance with his notice at the 28 February 2012 meeting, Councillor Looker asked the following question:

**In consideration of the Mayor's; threat to resign; his public promise not to attend Council budget preparations; unsubstantiated claims that Council administration are not competent and have been 'exceedingly devious'; purposely misleading public statements regarding a property sale; promotion of a campaign against the Council he leads; public statement that he will not follow meeting regulations to the point of 'going to jail', could the Mayor provide a written response as to how he can rebuild working relationships with Councillors and administration to meet his obligations as Principal member under the Local Government Act and justify his nearly \$60,000 annual allowance.**

**His Worship the Mayor, Dr K Rollond's response.**

In response to Councillor Looker's allegations of misconduct by the Mayor, I offer the following explanations:

Firstly, the suggestion that I threatened to resign is completely false. I have never used those words to anyone. In fact, at the meeting on the 14<sup>th</sup> February, the CEO asked me if I intended to resign and I replied, emphatically, "No".

The second allegation is that I made a public promise not to attend Council Budget preparations and is also false. I stated that if I could not persuade councillors not to waste money on a logo change, then there is little point in taking part in other budget discussions. In answer to a direct question from the Messenger newspaper I did state that I would be attending the budget meetings.

The third allegation, is that I made unsubstantiated claims that Council administration is not competent, and once again, completely false. I made it clear in my speech to the motion, that no blame was to be apportioned to any member of staff in regards to the report re the logo change. My points in the debate were:

- a) The 600 people surveyed were not asked the question, "Do you wish to change the logo?" To me, this is an exceedingly devious way to extrapolate from the data, the people's attitude re the sun, sea, waves, ice-cream, etc, to suggest they wanted to change the logo.
- b) All the data presented in the report was by electronic voting - no names or addresses were recorded. The one "hard copy" survey the council did in the libraries showed 67% favoured the dolphin logo (that didn't require names either) was not presented in the report.
- c) The numerous surveys done by the community, including from MP offices and businesses, showed more than 90% requested the dolphin and none of this information appeared in the report.

The fourth allegation made by Cr Looker, that I purposely made misleading statements regarding the sale of the church in Moseley St. is also completely false. I was asked by a reporter from the Messenger what I expected the council to receive from the sale and after consulting a real estate professional, I offered a response which I believe was completely honest. I did not release any confidential information re council's reserve price nor what council expects to receive from the sale.

The fifth allegation relates to a campaign against the council I lead.

Is Councillor Looker suggesting that no one is allowed to seek opinions from the community re decisions of Council?

The so called "campaign" was a survey asking people to write their name and postcode, indicating which logo they preferred, the dolphin or the wave. So far as I am aware, only one councillor conducted a limited survey, randomly, in all wards of Holdfast Bay and found the majority wanted to stay with the dolphin logo, although, he, himself initially voted against the dolphin.

The final point made by Councillor Looker that I didn't follow meeting regulations, I admit, is correct and that was for a very good reason.

The regulation that a motion be put closes all debate should now be examined by the LGA. In this particular instance, Councillor Looker moved the motion after three councillors had spoken in favour of the motion and none had spoken against. To me, this is a gross abuse of the procedures at meetings, to stifle debate and not allow the presiding member to speak. Democracy will not be served if this is allowed to continue. At the very least, conditions should be placed so that abuse of this regulation ceases.

In relation to the statement "going to jail", I'm reminded that Nelson Mandela spent 27 years in jail for breaking the rules and supporting his principles.

At the end of the questions, a suggestion is made that I am not worth the allowance I receive.

I wish it to be publicly known, that from my allowance, I pay all my Patron fees, most admissions to functions plus raffle tickets and beverages. I have always refused the use of a Mayoral car and I pay all my vehicle expenses including petrol and parking fees when required. I use my own phone, pay all my phone expenses

including a mobile and I use my own computer and ipad. In addition to these, I allow my office to be used by council staff, on frequent occasions, when office space is otherwise unavailable.

The Mayoral allowance is taxable but some of the expenses incurred are not deductible.

I feel the ratepayers of Holdfast Bay receive a good deal from me. I represent them fairly, responsibly and honestly and have stuck consistently to my policies for which I received endorsement at three elections.

Taking all this into account, I feel Cr. Looker is attempting to defame me and I ask for an unreserved public apology. Failure to do so should result in an investigation by the Ombudsman or LGA or both. This should include examination of all correspondence including emails, letters and other evidence.

#### 8.2.2 Partridge House

In accordance with his notice, Councillor Dixon has asked the following questions.

1. **Can Administration provide an update on the short to medium term future of Partridge House.**
2. **What will be the process for function bookings and facility management once the caretakers have retired.**
3. **Has any thought been given to after hour's security.**

#### **Background**

It is my understanding that the current caretakers are retiring very soon, which will mean that the house will no longer have live in caretakers/security or an authorised person on site during functions such as weddings etc.

#### **The General Manager Corporate Services, Mr I Walker's response.**

1. A project has been established to undertake a feasibility assessment of Partridge House to determine the best value options and recommend a management model to increase the utilisation and functionality of the space.

With the resignation of the care-taker at the end of April 2012, Council has an opportunity to explore a range of alternative models for the management and operation of the Partridge House venue. There are a number of opportunities to consider which potentially may offer Council an increased return on investment, as well as better community access and use of the facility. This project will explore a number of alternative options, including a cost benefit analysis of each and a report will be prepared, outlining the available options and recommending a course of action for Council to consider.

The project will also include a review of the infrastructure condition and suitability of the space for the proposed use.

In Scope:

- Review of the Partridge House facility including best use of asset, management and service model to ensure the best return (both financial and social) to Council and the community.
- Potential renovation or extension of the facility.
- Retaining both community and private hiring of the venue.

Out of Scope:

- Sale of the Property.
- Reduction of open space or playground (other than minor building extensions).

As the project will require extensive consultation and a formal direction from Council, a part-time resource is being organised to provide caretaking services for the interim period between when the caretaker resigns and when a new arrangement is in place.

2. The existing processes will continue with a part-time resource being organised to provide caretaking services for the interim period between when the caretaker resigns and when a new arrangement is in place.
3. During any interim period between when the caretaker resigns and when a new arrangement is in place, additional night security patrols are being organised.

### 8.2.3 Issues with Jetty Road Mainstreet Management and Traders

In accordance with his notice, Councillor Patton asked the following questions:

1. **Is it possible to appoint/advertise for a Mainstreet Manager.**
2. **Reduce the separate rate (annual levy) for Traders**

#### **Background**

It has been brought to my notice that the majority of Jetty Road traders are unhappy with the Jetty Road Mainstreet Management Committee and what they get in return for their money. In my opinion there is an urgent need for a Mainstreet Manager, who has the ability to interact with traders, landlords, all forms of media and shoppers. If a person of this ability can be appointed prior to June 30 with a strong announcement from Council it would turnaround confidence and perception within 12 months.

The Budgeted money which is provided via the Mainstreet levy by the Traders is always under budget as I understand and if there could be a reduction by say 20 per cent in the coming financial year would be a worthwhile start to the year.

The meetings which I have attended over the past 15 months are concentrated in many ways about upcoming events (which are many) and not on the Main Street issues.

#### **The Chief Executive Officer, Mr J Lynch's response.**

This question has been taken on notice and an answer will be provided in the next Council Agenda.

### **9. Member's Activity Reports**

- 9.1 Meeting with the Hon Ian Hunter MLC, Minister for Communities and Social Inclusion

Councillor Clancy reported that she had attended a meeting with the Mayor and Chief Executive Officer with the Hon Ian Hunter MLC, Minister for Communities and Social Inclusion.

**10. Public Presentations**

- |      |               |     |
|------|---------------|-----|
| 10.1 | Petitions     | Nil |
| 10.2 | Presentations | Nil |
| 10.3 | Deputations   | Nil |

**11. Motions on Notice**

## 11.1 Change of Street Tree Species for Whyte Street, Somerton Park

In accordance with her notice:

**C130312/419**

**Councillor Clancy moved and Councillor Huckstepp seconded that given the poor performance of the Angophora Hispada (Dwarf Apple) as a street tree in Eton Road, I would ask that the impending tree planting in Whyte St (which was meant to be the Angophora ) be replaced with the Cupanis Anarcardioides (Tuckeroo) which is also salt and drought tolerant, fast growing, non deciduous and creates a good shade canopy.**

**CARRIED**

**Background**

Council has agreed to the staged removal of the Oleanders in Whyte St Somerton Park to be replaced by the Angophora Hispada species which was endorsed by ETSA and is drought and salt tolerant however it simply hasn't performed in Eton Road which has a very similar soil type to Whyte Street. I, personally, as have many others in Eton Road tried to nurture the street tree, to no avail and it would seem a pity to plant these in such a high profile street as Whyte Street with the possibility of a total failure.

Some good examples of the Tuckeroo can be found in the car park of the Holdfast Hotel and the car park at Harbour Town.

## 11.2 Old Brighton Town Hall

In accordance with his notice:

**C130312/420**

**Councillor Looker moved and Councillor Fisk seconded that administration provides a brief report to council with an opinion as to the feasibility of dismantling the old Brighton Town Hall and reconstructing it in a more suitable location.**

**CARRIED**

**Background**

In the light of the public consultation re the sale of the property including the old Brighton Town hall an alternative may be to reconstruct the building in another location which would enable continuing community use as well as the preservation of a decaying structure.

The building is locally heritage listed but in very poor condition and in a constrained site. Its poor condition would require significant and expensive restoration and deliver a building with limited amenity and potential. By dismantling and reconstructing in a more suitable site would allow preservation aided by modern building techniques and allow greater scope for ongoing enjoyment by the community.

The current site could then offer an improved return to council helping to fund the reconstruction. Relocating historic buildings is not a new idea and Captain Cook's cottage in Melbourne is a well known example.

11.3 Banners on Michael Herbert Bridge Wardlipulthu Waadlakatha

In accordance with her notice:

**C130312/421**

**Councillor Bouchée moved and Councillor Fisk seconded that Administration investigates the opportunity to place banners on the Michael Herbert Bridge Wardlipulthu Waadlakatha designed by City of Holdfast Bay Schools.**

**CARRIED**

**12. Adjourned Matters** Nil

**13. Reports of Management Committees, Subsidiaries and the Development Assessment Panel** Nil

**14. Reports by Officers**

14.1 Items in Brief (Report No: 56/12)

Report No: 56/12 was presented detailing items which were presented for the information of Members and did not require a separate resolution.

**C130312/422**

**Councillor Dixon moved and Councillor Lonie seconded that the report be noted and items of interest be discussed.**

**CARRIED**

14.2 Development Assessment Panel 2011 Annual Report to Council (Report No: 51/12)

Council's Development Assessment Panel ('the Panel') is charged with the function of reporting to Council in respect of development trends, issues and other matters. This provides important feedback from the Panel to Council as part of its policy making role. A range of statistical data in relation to the Panel's activities during 2011 is provided as part of this report for the information of Members. In addition, a report from the Presiding Member of the Panel is also provided, representing the Panel's observations in relation to various development issues of note.

**C130312/423**

**Councillor Huckstepp moved and Councillor Clancy seconded:**

- 1. That the information provided as Attachment 1 to this report be noted.**
- 2. That the report from the Presiding Member of the Panel provided as Attachment 2 be endorsed and provided to Council via a report for information.**
- 3. That the advice from the Presiding Member of the Development Assessment Panel addressing Development Plan policy be referred to the Chief Executive Officer for consideration for inclusion in future suitable Development Plan Amendments and/or the general review of the Holdfast Bay (City) Development Plan under Section 30 of the Development Act.**

**CARRIED**

14.3 Request for Funds to Defend an Appeal before the Environment Resources and Development Court (Report No: 45/12)

Council has received notice of an appeal lodged with the Environment, Resources and Development Court against a decision of the Development Assessment Panel made on 23 November 2011 for two, two-storey semi-detached dwellings at 37 Melton Street, Glenelg East. In accordance with a previous Council resolution, prior approval is sought for the expenditure of funds to resource a proper defence of the decision.

**C130312/424**

**Councillor Looker moved and Councillor Yates seconded that Council Administration is permitted to expend funds to resource the proper defence of the appeal described in Attachment 1 to this report lodged with the Environment, Resources and Development Court against a decision of the City of Holdfast Bay Development Assessment Panel for two, two-storey semi-detached dwellings at 37 Melton Street, Glenelg East.**

**CARRIED**

14.4 Blue Loop Bus (Report No: 52/12)

The purpose of this report is to provide information to Elected Members following the review of the operation of the City of Holdfast Bay's Blue Loop Bus service.

**C130312/425**

**Councillor Looker moved and Councillor Yates seconded that a further report be presented to Council on the options for the full Community Transport Service, including the future options for the Blue Loop Bus service in May 2012.**

**CARRIED**

14.5 Bicycle Lanes Cliff Street Glenelg East (Report No: 55/12)

Council resolution C081111/322 requested Administration aim to extend the bicycle lane signage on Cliff Street, Glenelg East from Diagonal Road to the boundary with City of Marion. The existing bicycle lanes on Cliff Street, within City of Marion, operate 7am-9am Monday to Friday on the northern side of the road; and, 3pm-6pm Monday to Friday on the southern side of the road.

In December 2012, consultation was conducted with residents, businesses and property owners on this portion of Cliff Street. This report outlines the consultation process and the outcomes determined from the responses received from the consultation.

**C130312/426**

**Councillor Bouchee moved and Councillor Fisk seconded that this report be adjourned until the next Council Meeting on 27 March 2012.**

**CARRIED**

14.6 Stamford Grand Window Trial Period (Report No: 54/12)

On 20 December 2010 the Liquor and Gambling Commissioner granted a temporary trial period order for the Stamford Grand. The trial period related to an amendment of Special Circumstances Licence clause 1.d) to allow the windows of the 'front bar' [facing Moseley Square] to be open until 8:00pm while "acoustic music/acoustic live entertainment" is played.

Now that the trial period has ceased, the City of Holdfast Bay seeks to review the temporary conditions at the request of the Liquor and Gambling Commissioner.



The purpose of this report is to seek the Council's comments prior to advising the Office of the Liquor and Gambling Commissioner of Council's position.

**C130312/427**

**Councillor Dixon moved and Councillor Fisk seconded that Council advises the Office of the Liquor and Gambling Commissioner that it does not object to the trial period amendment becoming a permanent condition of the licence.**

**CARRIED**

A division was called.

For	Against
R A Clancy	R M Bouchée
P W Dixon	
K M Donaldson	
L R Fisk	
J D Huckstepp	
S C Lonie	
T D Looker	
S Patterson	
R C Patton	
A P Roe	
L J Yates	

**HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED**

14.7 The Organik Store Café – Trial Period Review (Report No: 53/11)

On 16 March 2011 the Liquor and Gambling Commissioner granted a temporary trial period order for the Organik Store Café (Roarvale Enterprises Pty Ltd). The temporary order permitted the licensee to extend their hours of operation to accommodate the service of liquor with evening meals and hold occasional private seminars/functions specialising specifically in health and personal development.

As the twelve (12) month trial period expires on 16 March 2012, the City of Holdfast Bay seeks to review the temporary conditions at the request of the Liquor and Gambling Commissioner.

The purpose of this report is to seek the Council's comments prior to advising the Office of the Liquor and Gambling Commissioner of Council's position.

**C130312/428**

**Councillor Looker moved and Councillor Donaldson seconded that Council advises the Office of the Liquor and Gambling Commissioner that it does not object to the trial period variations becoming permanent conditions of the Restaurant Licence No.: 50622331.**

**CARRIED**

14.8 Mid-Year Budget Review – As at 31 January 2012 (Report No: 58/12)

This report covers the mid-year budget review of Council's 2011/12 budget conducted as at 31 January 2012.

It has resulted in a minor decrease of \$4,000 in Council's projected consolidated operating result to an operating surplus of \$1.430 million. The projected operating surplus is comprised of \$160,000 from Council's municipal operations and \$1.270 million from Alwyndor. The change in the projected consolidated operating surplus is wholly due to municipal operations, as Alwyndor has not amended its projected forecast.

Council's net financial liabilities at 30 June 2012 are projected to increase by \$110,000 to \$23 million (comprising \$16.5 million for municipal operations and \$6.5 million for Alwyndor). Council's net consolidated financial liabilities ratio remains at 46%, in excess of its adopted ceiling of 35%. The increase is due to funding the property purchase at 48 McFarlane St Glenelg North and the effect of major capital works carried forward from 2010/11 including the King St. Bridge and Brighton Hove Coast park projects.

**C130312/429**

**Councillor Looker moved and Councillor Roe seconded**

- 1. That Council notes mid-year 2011/12 budget review for Council's municipal operations including:**
  - a. a decrease of \$3,666 in the projected operating result from an operating surplus of \$163,285 to an operating surplus of \$159,619;**
  - b. an increase of \$106,581 in projected net capital expenditure to \$9.209 million;**
  - c. an increase in projected net financial liabilities at 30 June 2012 of \$110,247.**
- 2. That Council notes the mid year 2011/12 budget review for Alwyndor has resulted in no net change to its operating result, capital expenditure or funding requirements.**

**CARRIED**

14.9 Glenelg Football Club Alteration to Administration Building (Report No: 60/12)

The Glenelg Football Club ('Club'), is seeking Council's consent, as landlord, to make alterations to a section of the ground floor car park associated with the administration building for the purpose of increasing the Club's provision of undercover storage.

**C130312/430**

**Councillor Huckstepp moved and Councillor Donaldson seconded that Council consents to convert five (5) undercover car parking spaces to an enclosed storage space, subject to:**

- 1. Development Approval; and**
- 2. the removal of the alterations, at the lessee's expense, as soon as practicable after a permanent storage solution has been provided or at the end of the Lease, whichever occurs first.**

**CARRIED**

A division was called.

For	Against
R A Clancy	R M Bouchée
P W Dixon	L R Fisk
K M Donaldson	L J Yates
J D Huckstepp	
S C Lonie	
T D Looker	
S Patterson	
R C Patton	
A P Roe	

**HIS WORSHIP THE MAYOR DECLARED THE MOTION CARRIED**

**AMENDMENT**

Councillor Bouchee moved and Councillor Fisk seconded that Council consents to convert five (5) undercover car parking spaces to an enclosed storage space, subject to:

1. Development Approval; and
2. the removal of the alterations, at the lessee's expense, as soon as practicable after a permanent storage solution has been provided or at the end of the Lease, whichever occurs first and that this area be used only for storage.

LOST

15. Resolutions subject to formal motions Nil

16. Urgent Business – Subject to the Leave of the Meeting Nil

17. Items in Confidence

C130312/431

Councillor Bouchée moved and Councillor Lonie seconded that Item 17.2 be considered before Item 17.1.

CARRIED

17.2 Buffalo Restaurant Licence (Report No: 59/12)

Council Officers Remaining: Mr J Lynch, Mr S Hodge, Ms R Cooper, Mr I Walker and Ms P Aukett

C130312/432

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

- commercial information of a confidential nature (not being a trade secret) the disclosure of which:
  - (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party, and
  - (ii) would, on balance, be contrary to the public interest.

CARRIED

Councillor Huckstepp left the chamber at 7.44pm.

**Buffalo Restaurant Licence (Report No: 59/12)**

Councillor Huckstepp rejoined the chamber at 7.45pm.

Councillor Patton left the chamber at 7.56pm.

Councillor Patton rejoined the chamber at 7.57pm.

**ORDER TO RETAIN DOCUMENTS IN CONFIDENCE**

C130312/434

**Councillor Bouchee moved and Councillor Fisk seconded that pursuant to Section 90(2), 90(3)(d) and 91(7) of the Local Government Act 1999:**

1. **The Council orders that Report No: 59/12 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 prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party, and**
  - (ii) **would, on balance, be contrary to the public interest**

**under Section 90(2) and 90(3)(d) of the Act.**
2. **The minutes relating to Report No; 59/12 will be released from confidence by the Chief Executive Officer, following written advice to the licensee advising of Council's decision.**

CARRIED

17.1 Minutes – Executive Committee (Report No: 57/12)

Council Officers Remaining: Mr J Lynch, Mr S Hodge, Ms R Cooper, Mr I Walker and Ms P Aukett

C130312/435

**Councillor Lonie moved and Councillor Roe 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

Councillor Roe left the chamber at 8.01pm.

Mayor Ken Rollond declared an interest in the matter and left the chamber at 8.02pm.

Councillor Clancy, Deputy Mayor assumed the chair at 8.02pm.

Councillor Roe rejoined the chamber at 8.02pm.

General Manager City Assets Mr S Hodge left the chamber at 8.02pm.

**Minutes – Executive Committee (Report No: 57/12)**

The Executive Committee of Council was established to manage Elected Member Code of Conduct complaints and the Chief Executive Officer's Annual Performance Appraisal.

The Minutes of the Special Meeting of the Executive Committee held 23 February 2012 are attached and submitted to Council for information and endorsement, noting in particular the Committee's recommendations presented below for endorsement.

Councillor Bouchee moved and Councillor Patterson seconded that staff leave the chamber.

LOST

C130312/436

Councillor Looker moved and Councillor Donaldson seconded:

1. That the minutes of the Executive Committee be received and noted.
2. That the recommendation numbered 1 be endorsed by Council:
  - 4.1 *Code of Conduct Complaint (Report No: 50/12)*
    1. That the Executive Committee advises Council that it has received and considered a complaint in relation to Council's Code of Conduct, and recommends that the complaint be referred to the Ombudsman.
3. That all documents and minutes relating to the Code of Conduct Complaint be released from Confidence at the conclusion of the investigation.

CARRIED

Councillor Bouchee left the chamber at 8.12pm.

C130312/437

Councillor Dixon moved and Councillor Huckstepp seconded that the motion be put.

CARRIED

THE MOTION WAS PUT AND CARRIED

#### ORDER TO RETAIN DOCUMENTS IN CONFIDENCE

C130312/438

Councillor Patton moved and Councillor Lonie seconded that pursuant to Section 90(2), 90(3)(a) and 91(7) of the Local Government Act 1999:

1. The Council orders that Report No: 50/12 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, to be reviewed n or before 30 June 2012 the Council..
2. That Report No: 57/12, not be retained in confidence.
3. That the minutes of the Special Meeting of the Executive Committee, held 23 February 2012 be released from Confidence.

CARRIED

#### 18. Resumption

C130312/439

Councillor Lonie moved and Councillor Dixon seconded that Council resume as an open meeting of Council at 8.26pm.

CARRIED

#### 19. Closure

The Meeting closed at 8.27pm

CONFIRMED

Tuesday 27 March 2012

MAYOR