

**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 28 August 2018 at 7:00pm.**

**MEMBERS PRESENT**

Acting Mayor A Wilson  
Councillor R Aust  
Councillor M Bouchee  
Councillor A Bradshaw  
Councillor S Charlick  
Councillor R Clancy  
Councillor S Lonie  
Councillor R Patton  
Councillor J Smedley  
Councillor R Snewin  
Councillor L Yates

**STAFF IN ATTENDANCE**

Chief Executive Officer - JP Lynch  
General Manager City Assets & Services – H Lacy  
General Manager Community Services – M Lock  
General Manager Business Services – R Bria  
General Manager Alwyndor – R Kluge

**1. OPENING**

Her Worship the Acting Mayor declared the meeting open at 7.00pm.

**2. KAURNA ACKNOWLEDGEMENT**

With the opening of the meeting Her Worship the Acting 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**

Her Worship the Acting 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 - Councillor Donaldson
- 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**

**Motion**

**C280818/1258**

**That the minutes of the Ordinary Meeting of Council held on 14 August 2018 be taken as read and confirmed.**

Moved by Councillor Lonie, Seconded by Councillor Patton

**Carried**

**8. PUBLIC PRESENTATIONS**

8.1 **Petitions - Nil**

8.2 **Presentation - Nil**

8.3 **Deputations - Nil**

**9. QUESTIONS BY MEMBERS**

9.1 **Without Notice**

**9.1.1 Naming of Documents on the HUB to Assist with Searching**

Councillor Bouchee asked a question regarding the naming of documents on the HUB to assist with searching.

The General Manager Business Services, Mr Bria provided a response.

**Coast Park Tender Status**

Councillor Patton asked a question regarding the Coast Park tender status.

The General Manager Business Services, Mr Bria provided a response.

**Cleanliness of Kauri Parade Sporting Centre**

Councillor Yates asked a question regarding the cleanliness of the Kauri Parade Sporting Centre.

The Chief Executive Officer, Mr Lynch provided a response.

9.2 **With Notice - Nil**

**10. MEMBER'S ACTIVITY REPORTS - Nil****11. MOTIONS ON NOTICE****11.1 Motion on Notice – Additional Allocation of Funds for the Seacliff Surf Tower - Councillor Lonie (Report No: 286/18)**

Councillor Lonie proposed the following motion:

**Motion** **C280818/1259**

**That Council**

- (a) rescind part 3 of motion number C240718/1230 in report 256/18 reducing funding to \$40,000 towards the Seacliff Surf Lifesaving Observation Tower;**
- (b) approve a total \$70,000 towards the Seacliff Surf Lifesaving's Observation Tower.**

Moved Councillor Lonie, Seconded Councillor Yates

**Carried**

**Division called**

A division was called and the previous decision was set aside:

Those voting for: Councillors Aust, Bouchee, Bradshaw, Charlick, Clancy, Lonie, Patton, Smedley, Snewin and Yates (10)

Those voting against: Nil (0)

Her Worship the Acting Mayor declared the motion

**Carried**

**11.2 Motion on Notice – Masterplan – Holdfast Bay Community Centre – Councillor Clancy (Report No: 302/18)**

Councillor Clancy proposed the following motion:

**BACKGROUND**

There is a Federal election by May next year and State in 2022 plus other grants. It is important to have a master plan ready so that there can be applications for grants.

Since 2007 the community has been waiting for the plan and eleven years is too long

**ADMINISTRATION COMMENT**

In a review of the current building stock at Holdfast Bay Community Centre (HBCC) by Council officers, it was found that our estimates of the state of the building may have been overly conservative in the past. Following recent maintenance work, including some recladding, roof replacement and new decking and with a continued reactive and preventative maintenance program in place, the current buildings may have another 15 years of useful life in them.

In light of the recent Council decision regarding the future development options for the site, and with the lower priority of the upgrades to infrastructure at the HBCC, the development of a HBCC Master plan should be deferred until an appropriate time in the future.

As such, spending the \$30,000 allocated in 2018/19 on a masterplan at the Holdfast Bay Community Centre is not a current priority and the work should be deferred when the infrastructure planning is required, preferably within the next 5 years.

**Motion****C280818/1260****That the funding of \$30,000 be reinstated in the 2018-2019 budget.**

Moved Councillor Clancy, Seconded Councillor Yates

**Carried****Division called**

A division was called and the previous decision was set aside:

Those voting for: Councillors Snewin, Bouchee, Clancy, Patton, Bradshaw and Yates (6)

Those voting against: Councillors Councillor R Aust, Charlick, Lonie and Smedley (4)

Her Worship the Acting Mayor declared the motion

**Carried****11.3 Motion on Notice – Use of Single Use Plastics to Reduce Waste to Landfill – Councillor Yates (Report No: 303/18)**

Councillor Yates proposed the following motion:

**BACKGROUND**

With the Chinese Sword reduction by China of taking recycling from other countries, recycling is not as good an option as it once was. Australia itself does not currently have sufficient recycling companies, companies that create recycled products or uptake of such products to use all the recyclables, especially plastic, that we daily dispose of. It is imperative that Council shows community leadership in reducing material to recycling as much as possible, especially plastic because this degrades over time in sunlight to create microplastics that contaminate our soil and water and are almost impossible to clean up.

Replacement of single-use plastic by compostable alternatives like corn starch, waxed paper and bamboo is possible for most items or by reducing the use of plastic straws, balloons etc. through lifestyle changes eg. KeepCups, filtering tap water rather than using bottled water. Being a coastal council, we are aware of the terrible consequences of plastic reaching the ocean and killing marine life and seabirds. Fish will eat pieces of plastic in preference to normal food and are slowly starved by it. Seabirds tragically feed it to their young. Unfortunately the vast majority of plastic does not get responsibly recycled and has a long life so most of what we threw away years ago still exists somewhere. Australia's current level of plastic usage is not sustainable. Council should therefore encourage the wider community, especially traders at council events or using our open spaces, to champion similar values and to reduce waste and limit plastic usage, especially single-use or unrecyclable plastic, as far as possible.

**Motion**

**C280818/1261**

**That Administration research and report back on options to mitigate the use of single-use plastics and currently unrecyclable plastics like composites and polystyrene, thereby reducing the need for plastic recycling, decreasing waste to landfill and improving Council's total carbon footprint by evaluating current supply chains.**

Moved Councillor Yates, Seconded Councillor Bouchee

**Carried**

**Division called**

A division was called and the previous decision was set aside:

Those voting for: Councillors Aust, Bouchee, Bradshaw, Charlick. Clancy, Lonie, Patton, Smedley. Snewin and Yates (10)

Those voting against: Nil (0)

Her Worship the Acting Mayor declared the motion

**Carried**

**12. ADJOURNED MATTER**

**12.1 Adjourned Report – Draft Jetty Road Glenelg Retail Strategy 2018-2022 [Report No: 129/18] (Report No: 284/18)**

Council at its meeting held 26 June 2018 resolved to adjourn Report No: 129/18:

*“That Council adjourn the motion to allow time for convening a workshop, including all stakeholder representatives, to take this strategy document and build:*

1. *a clear vision;*
2. *objectives to achieve that vision;*
3. *strategies necessary to achieve the objectives;*
4. *actions to be taken and road map to implement them; and*
5. *measures to determine our progress in achieving them.”*

This report represents Report No: 129/18 for Council's consideration in Attachment 1.

Revised documentation is attached for Council's endorsement following the Elected Member Workshop on 7 August 2018.

Councillor Patton left the chamber at 7.28pm

**Motion**

**C280818/1262**

**That Council:**

1. **note this report and the updated Draft Jetty Road Glenelg Retail Strategy 2018-2022 Summary and Full Strategy and four year Action Plan, and;**
2. **endorse the Draft Jetty Road Glenelg Retail Strategy for trader consultation during 19 November to 7 December 2018.**

Moved Councillor Aust, Seconded Councillor Charlick

**Carried**

Councillor Patton rejoined the chamber at 7.30pm

Councillor Bouchee sought leave of the meeting for Councillor Charlick be allowed to speak to the motion.

Leave of the meeting was granted.

**13. REPORTS OF MANAGEMENT COMMITTEES, SUBSIDIARIES AND THE DEVELOPMENT ASSESSMENT PANEL**

**13.1 Minutes – Southern Region Waste Resource Authority – 6 August 2018 (Report No: 287/18)**

The minutes of the Southern Region Waste Resource Authority (SRWRA) Board Meeting held on 6 August 2018 are attached and presented for Council's information.

**Motion**

**C280818/1263**

**That the minutes of the Southern Region Waste Resource Authority Board Meeting held on 6 August 2018 be noted by Council (Attachment 1).**

Moved Councillor Smedley, Seconded Councillor Yates

**Carried**

**14. REPORTS BY OFFICERS**

**14.1 Items in Brief (Report No: 288/18)**

These items are presented for the information of Members.

After noting the report any items of interest can be discussed and, if required, further motions proposed.

**Motion**

**C280818/1264**

**That the following items be noted and items of interest discussed:**

- 1. Glenelg Police Station Operation Hours**
- 2. Quarterly 2017-18 Grants Update**
- 3. Seacliff Surf Life Saving Club - Tower**
- 4. Jetty Road Brighton - cleaning**

Moved Councillor Lonie, Seconded Councillor Bouchee

**Carried**

**14.2 Open Space and Public Realm Strategy (Report No: 285/18)**

The second phase of community engagement on the draft Open Space and Public Realm Strategy 2018-2030 has been completed and the Strategy is ready to be finalised. There were a few comments received during the consultation period including two detailed responses from the Holdfast Bay Residents Alliance and Marino Residents Association. These comments have been considered and changes to the strategy have been identified for the Council's consideration.

It is recommended that the Open Space and Public Realm Strategy 2018-2030 be endorsed by Council.

**Motion**

**That Council:**

- 1. note the "Open Space Strategy Summary" and "Open Space and Public Realm Strategy 2018-2030" provided in Attachments 1 and 2 of Report 285/18;**
- 2. note the 'Engagement Summary Report' and 'Detailed Responses to Engagement Comments' as provided in Attachments 3 and 4 of Report 285/18.**

Moved Councillor Bouchee, Seconded Councillor Snewin

**Amendment**

**C280818/1265**

**That Council:**

- 1. endorse the "Open Space Strategy Summary" and "Open Space and Public Realm Strategy 2018-2030" provided in Attachments 1 and 2 of Report 285/18;**

**2. note the 'Engagement Summary Report' and 'Detailed Responses to Engagement Comments' as provided in Attachments 3 and 4 of Report 285/18.**

Moved Councillor Lonie, Seconded Councillor Aust

The amendment on being put was **Carried**

The motion, as amended, on being put was **Carried**

**Division called**

A division was called and the previous decision was set aside:

Those voting for: Councillors Aust, Bradshaw, Charlick, Lonie, Patton, and Yates (6)

Those voting against: Councillor Bouchee, Clancy, Smedley and Snewin (4)

Her Worship the Acting Mayor declared the motion **Carried**

**14.3 Acting Arrangements in the Absence of the Chief Executive Officer (Report No: 289/18)**

The purpose of this report is to consult Council on the appointment of persons to act as the Chief Executive Officer (CEO), in the absence of the CEO.

Pursuant to Section 102(b) of the *Local Government Act 1999* and following consultation with Council, the CEO can appoint a suitable person to act in the position of CEO in the absence of the CEO.

**Motion**

**C280818/1266**

**That Council endorse the following General Managers, in addition to Mr Roberto Bria, General Manager Business Services, to act in the position of Chief Executive Officer during periods of absence:**

- **Ms Marnie Lock, General Manager Community Services;**
- **Mr Howard Lacy, General Manager City Assets and Services.**

Moved Councillor Lonie, Seconded Councillor Aust **Carried**

**14.4 2018-19 Community Donations Program (Report No: 283/18)**

Council provides an annual budget of \$50,000 for the Community Donations Program, Youth Achievement Sponsorship Funding and Community Chest Donations. This financial year \$35,000 has been allocated to the Community Donations Program to support local clubs, groups, artists, schools and organisations in a range of areas. The program is designed to support and encourage community initiatives and projects within the City of Holdfast Bay, which will positively influence the community.



Within the Community Donations program, applications have been accepted through three categories; Community Recreation and Wellbeing Donations, Events and Festivals Donations and Arts and Cultural Donations, with the following donation amounts recommended. Fifteen (15) eligible applications totalling \$36,631.50 were received and considered in accordance with the program guidelines and twelve (12) applications have been recommended for approval.

<b>Donation Categories</b>	<b>Donation Recommended</b>
Total Community Recreation and Wellbeing	\$15,109
Total Events and Festivals Donations	\$10,000
Total Arts and Cultural Donations	\$7,500
<b>Total Recommended Funds</b>	<b>\$32,609</b>
<b>Remaining Funds</b>	<b>\$2,391</b>

This report seeks Council's endorsement for the successful applicants of the 2018-19 Community Donations Program.

**Motion**

**C280818/1267**

**That Council endorses the successful applicants of the Community Donations Program 2018-19 as outlined in Attachment 1 to Report No: 283/18.**

Moved Councillor Lonie, Seconded Councillor Yates

**Carried**

14.5 **Application for Landowners Consent – Seacliff Community Recreation Association - Signage** (Report No: 292/18)

The Seacliff Community Recreation Association Incorporated ("*Association*") have approached Administration seeking approval to erect a fascia sign on the north-eastern wall of their leased property at 32 Yacca Road Seacliff.

The applicant now seeks formal Landowner's Consent so that the proposal can proceed to Development Assessment.

**Motion**

**C280818/1268**

- 1. That Council give Landowner's Consent to the Seacliff Recreation Association Incorporated for the purpose of erecting fascia signage on the property located at 32 Yacca Road Seacliff, subject to Development Approval.**
- 2. That all associated costs of the project be borne by the applicant.**

Moved Councillor Lonie, Seconded Councillor Yates

**Carried**

14.6 **Application for Landowners Consent – Mawson Oval Joint Use Agreement – New Playground Area** (Report No: 293/18)

The Catholic Church Endowment Society Incorporated and the City of Holdfast Bay are entered in a Joint Use Agreement since 2004 that allows conditional use of Mawson Oval for staff, students and visitors attending Marymount College at Hove.

Catholic Education SA (CESA) operate the existing Marymount College campus. CESA propose to redevelop the College campus into a primary school (incorporating a new Early Learning Centre) and to rename the facility to McAuley Community School.

As part of that redevelopment program, CESA is seeking landowner consent to construct a new nature play space on part of the Mawson Oval adjacent to the proposed new Early Learning Centre (ELC) based on terms allowed in the Joint Use Agreement. CESA are also requesting landowner approval to modify the permitted times for exclusive use of the Mawson Oval under the Joint Use Agreement to allow for longer exclusive use of the proposed new playground area aligned with the proposed operational times of the ELC.

The overall redevelopment of the Marymount campus is currently the subject of a separate Development Application with council.

**Adjournment**

**C280818/1269**

**That Report 293/18 - Application for Landowners Consent – Mawson Oval Joint Use Agreement – New Playground Area be adjourned until the Council meeting on 11 December 2018 to carry out a review of the joint use agreement.**

Moved Councillor Bouchee, Seconded Councillor Yates

**Carried**

14.7 **Greening our Community Grants 2018-19** (Report No: 291/18)

**Conflict of Interest**

Her Worship the Acting Mayor, A Wilson declared a perceived conflict of interest for Item 14.7 – Greening our Community Grants 2018-19 (Report No: 291/18). The nature of her perceived conflict of Interest (Pursuant to Section 74 of the Local Government Act 1999) was that her children attend one of the schools.

Her Worship the Acting Mayor, left the chair at 8.15pm.

The Deputy Mayor, Councillor Bradshaw assumed the chair at 8.15pm.

Council received five applications for Greening our Community Grants this year. The applications requested total support funding of \$19,331 out of a 2018/19 budget of \$20,000. After thorough assessment of all applications, the panel recommends that all five applicants receive full funding requested.

**Motion****C280818/1270**

**That Council approve the following Greening Our Community Grant applications for the 2018-19 financial year totaling \$19,331.**

<b>Organisation Name</b>	<b>Proposed Project</b>	<b>Recommended Grant (excl GST)</b>
<b>Brighton and Seacliff Yacht Club</b>	<b>Solar Panels</b>	<b>\$5,000.00</b>
<b>Baden Pattison Kindergarten</b>	<b>"Warm in Winter - Cool in Summer" – blind project</b>	<b>\$1,144.51</b>
<b>St Peters Woodlands School</b>	<b>Nature Play Space</b>	<b>\$5,000.00</b>
<b>Seacliff Recreation Centre</b>	<b>Energy efficient Hand Dryers and Brush Strips</b>	<b>\$4,191.00</b>
<b>St Leonards Primary School</b>	<b>SLPS Goes Green – dedicated composting and worm farm area</b>	<b>\$3,995.50</b>
<b>Total</b>		<b>\$19,331.01</b>

Moved Councillor Clancy, Seconded Councillor Patton

**Carried**

The Deputy Mayor, Councillor Bradshaw left the chair at 8.17pm

Her Worship, the Acting Mayor resumed the chair at 8.17pm

**15. RESOLUTIONS SUBJECT TO FORMAL MOTIONS - Nil**

**16. URGENT BUSINESS – SUBJECT TO THE LEAVE OF THE MEETING**

**16.1 Glenelg District Cricket Club – Naming of Gates**

**Conflict of Interest**

Councillor Snewin declared a perceived conflict of interest for Item 16.1 – Glenelg District Cricket Club. The nature of his perceived conflict of Interest (Pursuant to Section 74 of the Local Government Act 1999) was that he is the President of the Glenelg District Cricket Club.

Councillor Snewin left the chamber at 8.18pm

The Glenelg District Cricket Club is seeking Council approval to name gates at the Glenelg Oval as the "Chappell" Gate after the three members of the Chappell family who played cricket for Glenelg and Australia.

This motion is being submitted to this meeting due to the impending start of the Caretaker Period and to ensure the sign can be installed for the upcoming cricket season.

The motion could not be put on notice to an earlier meeting due to a slight delay in finalising approvals from the three Chappell brothers.

### **BACKGROUND**

The gates are located between the Glenelg Cricketers Club and HY Sparks Grand Stand on the western side of the oval, see below photos.

The gates are not in the leased area.

The Club will cover all costs of supplying and erecting the sign. All work will be carried out by qualified tradespersons and will be approved by council staff to ensure the sign's size and design is appropriate (in Council's sole discretion) for the site location and is consistent with the other signs around the site. The club will also obtain any necessary Development Approval.

The Chappell brothers have consented in writing to the gates being named in their honour.

### **Motion**

**C280818/1271**

**That Council approves the naming of gates adjacent to the Glenelg District Cricket Club (as per location shown pictorially above) as the "Chappell Gates" subject to:**

- (a) all associated costs being borne by the Glenelg District Cricket Club;**
- (b) obtaining approval from Council Property Team that the size and design of any sign is appropriate (in Council's sole discretion) for the site location and is consistent with the other signs around the site;**
- (c) obtaining any necessary Development Approval;**
- (d) undertaking any necessary works using qualified tradespersons.**

Moved Councillor Smedley, Seconded Councillor Bouchee

**Carried**

Councillor Snewin rejoined the chamber at 8.23pm

### **16.2 St Judes Players at Brighton - Awards Nomination**

Councillor Aust sought leave of meeting to announce St Judes Players at Brighton, the local theatre group, has been nominated for 2 awards.

Leave of the meeting was granted.

**17. ITEMS IN CONFIDENCE****11.4 Motion on Notice – Appointment to the Alwyndor Management Committee – Councillor Clancy (Report No: 301/18)****Motion****C280818/1272****Recommendation – Exclusion of the Public – Section 90(3)(a) 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: 301/18 Motion on Notice – Appointment to the Alwyndor Management Committee – Councillor Clancy 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: 301/18 Motion on Notice – Appointment to the Alwyndor Management Committee – Councillor Clancy on the following grounds:**
  - a. pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to Report No: 301/18 Motion on Notice – Appointment to the Alwyndor Management Committee – Councillor Clancy is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), because it is of a sensitive nature.**
- 3. The Council 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.**

Moved Councillor Lonie, Seconded Councillor Yates

**Carried****Short Term Suspension of the *Local Government (Procedures at Meetings) Regulations 2013***

Her Worship the Acting Mayor, with the approval of two-thirds of the members present suspended the meeting procedures pursuant to Regulation 20(1) of the *Local Government (Procedures at Meetings) Regulations 2013* for a period of 10 minutes (or for a period sufficient to facilitate informal discussion and will resume at the end of this time (or at the discretion of Her Worship the Acting Mayor).

The meeting procedures were suspended at 8.32pm.

The meeting resumed at 8.42pm.

**Division called**

A division was called and the previous decision was set aside:

Those voting for: Councillors Bouchee, Clancy, Snewin and Yates (4)

Those voting against: Councillors Aust, Bradshaw, Charlick, Lonie, Patton and Smedley (6)

Her Worship the Acting Mayor declared the motion

**Lost**

**RETAIN IN CONFIDENCE - Section 91(7) Order**

**C280818/1273**

**That having considered Agenda Item 11.4 Motion on Notice – Appointment to the Alwyndor Management Committee – Councillor Clancy in confidence under section 90(2) and (3)(a) 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 24 months and that this order be reviewed every 12 months.**

Moved Councillor Lonie, Seconded Councillor Aust

**Carried**

- 17.1 **Brighton Oval Complex – Redevelopment Contract Approval** (Report No: 294/18)

**Motion**

**C280818/1274**

**Recommendation – Exclusion of the Public – Section 90(3)(b and d) 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: 294/18 Brighton Oval Complex – Redevelopment Contract Approval 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: 294/18 Brighton Oval Complex – Redevelopment Contract Approval 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 persons with whom the Council is proposing to conduct business and would prejudice the commercial position of the Council in negotiation of the tender and contract.**

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.

- 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 in that it would disclose commercial pricing information about a tender and would confer a commercial advantage on a third party.

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 Council 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.

Moved Councillor Lonie, Seconded Councillor Bouchee

Carried

#### **Division called**

A division was called and the previous decision was set aside:

Those voting for: Councillors Aust, Bouchee, Bradshaw, Charlick, Clancy, Lonie, Patton, Smedley, Snewin and Yates (10)

Those voting against: Nil (0)

Her Worship the Acting Mayor declared the motion

Carried

#### **RETAIN IN CONFIDENCE - Section 91(7) Order**

**C280818/1276**

5. That having considered Agenda Item 17.1 Brighton Oval Complex – Redevelopment Contract Approval (Report No: 294/18) in confidence under section 90(2) and (3)(b and d) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that:
- (a) the discussion, report, attachments, minutes, tender and contract documents be retained in confidence until completion of the contract and/or the Chief Executive Officer is authorised to release the documents when such release

would no longer confer a commercial advantage and/or prejudice the commercial position of the person who supplied the information and that this order be reviewed every 12 months; and

- (b) the report, attachments, minutes, tender and/or contract documents be made available in confidence to the Audit Committee for review as necessary.

Moved Councillor Lonie, Seconded Councillor Bouchee

**Carried**

**CLOSURE**

The Meeting closed at 9.05 pm.

**CONFIRMED      Tuesday 11 September 2018**

**ACTING MAYOR**