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## **Minutes of the Ordinary Meeting of Bayside City Council**

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The Meeting was held in the Council Chambers  
Civic Centre, Brighton  
on Tuesday 13 April 2010

The Meeting commenced at 7.00pm

**PRESENT:**

Cr Clifford Hayes (Mayor)  
Cr Louise Cooper-Shaw  
Cr Alex del Porto  
Cr Felicity Frederico  
Cr James Long BM JP  
Cr Michael Norris  
Cr Simon Russell JP

**OFFICERS IN ATTENDANCE:**

Adrian Robb	Chief Executive Officer
Michael Top	Director City Strategy
Sharon Pearsons	Director Corporate Services
Guy Wilson-Browne	Director Infrastructure Services
Heather Johnson	Director Community Services
Terry Callant	Governance Manager
Janice Pouw	Governance Officer

The Chairman declared the meeting open at 7pm and invited Cr Russell to read the prayer.

## **1. Prayer**

Cr Russell read the prayer at the commencement of the meeting.

O God  
Bless this City, Bayside,  
Give us courage, strength and wisdom,  
So that our deliberations,  
May be for the good of all,  
Amen

## **2. Acknowledgement of Original Inhabitants**

Cr Norris read the acknowledgement of the original inhabitants of this land.

- ◆ We acknowledge that the original inhabitants of this land that we call Bayside were the Boonwerung people of the Kulin nation.
- ◆ They loved this land, they cared for it and considered themselves to be part of it.
- ◆ We acknowledge that we have a responsibility to nurture the land, and sustain it for future generations.

## **3. Apologies**

There were no apologies submitted to the meeting.

#### **4. Disclosure of any Conflict of Interest of any Councillor**

- Cr del Porto declared a Direct Conflict of Interest for Item 10.4 relating to Bayside Planning Scheme Amendment C75 and C76 Panel Report given he now resides in Milliarda Grove being the continuation of Palmer Avenue, which is the subject of Amendment C75.
- Cr Hayes declared a Direct Conflict of Interest for Item 10.3 relating to Route 33 Beach road Weekend 'No Stopping' restrictions on the Agenda, given that he reside in a property on St Kilda Street which is within Route 33.

#### **5. Adoption and Confirmation of the minutes of previous meeting**

##### **5.1 Confirmation of the Minutes of the Ordinary Meeting of Council held on Tuesday 16 March 2010**

**Moved: Cr Norris**

**Seconded: Cr Frederico**

That the minutes of the Ordinary Meeting of Bayside City Council held on Tuesday 16 March 2010 as previously circulated, be confirmed as an accurate record of proceedings.

**CARRIED**

## **6. Public Question Time**

### **1. Mr Peter Corfield**

Re 'C75 Proposed Heritage Covenant'

In relation to Mariemont Avenue Precinct Beaumaris, Council wrote to the Minister for planning requesting removal of the covenants on January 4, please advise when we can expect a reply from the minister in the affirmative ? surely three months is sufficient time !!!!!

### **Response**

The abandonment of C75 Part 2, as published in the Government Gazette, means that Council is no longer pursuing permanent heritage controls over Mariemont Ave Precinct (as per Council resolution on the 28 July 2009). However, interim controls still apply. Council wrote to the Minister on the 4 January, requesting that the Minister remove the interim heritage overlay controls. The Minister has not yet responded to Council's request.

The Department of Planning and Community Development (DPCD) advised Council on 9 April 2010 that the above request to remove the controls from a number of properties and one precinct is currently under consideration by the department.

### **2. Mr Kevin Spencer**

Due to large developments across the Bayside Municipality there appears to be increasing damage to council infrastructure assets, such as Road Reserves (Nature Strips) footpaths, kerb & channels, drain pit lids & surrounds etc, mostly caused by large trucking vehicles. I am informed by council engineering department that the cost to replace drain pit lids and surrounds alone is costing council per financial year \$161,347.00. Apparently not all damage is recovered from the Asset Protection Permit.

To reduce this damage cost to council and ratepayers would council give serious consideration to restrict the length of trucking vehicles and install load limits to the weight capacity of such vehicles that use our residential road network.

### **Response**

Damage to drainage pit lids occurs through regular use across Bayside as vehicles access local areas to collect and/or drop their loads. In areas where damage to pit covers recurs, heavy duty pit covers are installed. Where damage is associated with construction work, developers are required to protect the pits and pay for the repair of the pits.

In accordance with the *Local Government Act 1989*, Council may prohibit or restrict the use of a road by any motor vehicle of, or over, a certain size or weight. However it is not considered practical to always do so given services such as waste collection and building activities require sufficient access.

### **3. Mr Kevin Spencer**

Council recently pursued residents living in a somewhat narrow residential street for parking on the edge of the Road Reserve (Nature Strip) As the Road Reserve is council responsibility. Why has council allowed residents in many areas to use the adjoining Road Reserve for a variety of garden type use, or in a recent case the grass was removed from a relatively large Road Reserve and replaced with stone screening.

Does council have a policy on this matter and why is it not enforced, as was the case with the unfortunate residents that happened to live in a narrow street.

#### **Response**

Parking on the nature strip is an offence in accordance with the *Victorian Road Rules* and is enforced as such.

Although there is no specific policy in relation to treatments of nature strips, grass is preferred. Under Council's Tree Policy planting of nature strips, other than with grass, is allowed subject to certain conditions.

Works on nature strips can be conducted with Council's prior approval. Council will inspect the condition of nature strips upon request.

The location of the nature strip treated with stone screenings as referred to, is not known but could be inspected if the details were to be provided to Council.

## **7. Petitions to Council**

There were two Petitions submitted to Council.

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### **7.1 *Petition – Church Street and Huntingfield Road Brighton***

Corporate Services - Governance  
File No: COR1234

“We the undersigned residents hereby petition Bayside City Council not to change the existing access to Church Street via footpath and we suggest that the bollard removed by Council be replaced as a matter of urgency.”

**Moved: Cr del Porto**

**Seconded: Cr Norris**

That the petition be received and a report be submitted to Council on this matter

**CARRIED**

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### **7.2 *Petition – Fencing of Elsternwick Park***

Corporate Services - Governance  
File No: COR1234

“We the undersigned Bayside residents and users of Elsternwick Park hereby petition Bayside City Council to not erect the fence in Elsternwick Park. This park is one of the few off-leash dog parks in the Bayside area which enables wild-life, dogs, dog owners sportsmen and women and recreational users to co-exist in this magnificent space.”

**Moved: Cr del Porto**

**Seconded: Cr Russell**

That the petition be received and a report be submitted to Council on this matter

**CARRIED**

## **8. Reports by Advisory Committees**

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### **8.1 Audit Committee Meeting held on 10 February 2010**

Corporate Services – Commercial Services  
File No: COR 1234

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*It is recorded that Mr. Michael Nugent did not pursue his right to speak.*

**Moved: Cr Frederico**

**Seconded: Cr Norris**

That Council:

1. notes the minutes of the Audit Committee meeting held on 10 February 2010 and endorses the actions of the Audit Committee; and
2. refer the financial implications associated with the Information Systems (IS) Strategy and the implementation of the Business Continuity Plan to the 2010/2011 budget process for further consideration.

**CARRIED**

## **9. Reports by Special Committees**

There were no reports by Special Committees submitted to Council for consideration.

## **10. Reports by the organisation**

### **Table of Contents**

- 10.1 Tree Removal Application – 38 Grosvenor Street Brighton
- 10.2 2010 National LGMA/ALGWA Year of Women in Local Government
- 10.3 Route 33: Beach Road Weekend ‘No Stopping’ restrictions
- 10.4 Bayside Planning Scheme Amendments C75 and C76 Panel Report
- 10.5 Carbon Neutrality Review
- 10.6 Municipal Early Years Plan 2010 - 2013
- 10.7 Open Space Strategy Reference Group
- 10.8 Review of the Bayside Built Environment Awards
- 10.9 Loan Funding Tender
- 10.10 Australian Local Government Association – 2010 National General Assembly of Local Government
- 10.11 Municipal Association of Victoria – State Council Meeting – call for motions
- 10.12 Financial Report for the Eight (8) Months to 28 February 2010
- 10.13 VCAT Decisions
- 10.14 Council Action Pending

**REQUESTS TO BE HEARD:**

In accordance with Council's Governance Local Law No.1 Clause 68, individuals cannot speak for more than 3 minutes.

Requests to be heard were received from the following people:

**Item 8.1 – Audit Committee Meeting held on 10 February 2010**

1. Mr Michael Nugent

**Item 10.2 – 2010 National LGMA/ALGWA Year of Women in Local Government**

1. Dr Sally Cockburn
2. Mrs Lesley Falloon OAM

**Item 10.3 – Route 33 – Beach Road Weekend 'No Stopping' Restrictions**

1. Dr James Taylor
2. Ms Marilyn Johnson
3. Ms Jan Garrard
4. Mr Alistair Murray
5. Dr Judith Kirwood
6. Mr Michael Forbes
7. Mr David Grant
8. Mrs Monica King
9. Mr David Doyle
10. Mr Brian Hinton
11. Mr Cameron Wall
12. Mr Raymond Martin
13. Mr Tony Fox
14. Mr Chris Sutton

**Item 10.5 – Carbon Neutrality Review**

1. Mr Michael Nugent
2. Mr Paul Mahony
3. Mr Ken Blackman

**Item 10.6 – Municipal Early Years Plan 2010 - 2013**

1. Mrs Jennifer Hayes

**Item 10.7 – Open Space Strategy Reference Group**

1. Mr Michael Nugent

**Item 10.8 – Review of the Bayside Built Environment Awards**

1. Mr Michael Nugent
2. Mr Ken Blackman

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**10.1 Tree Removal Application – 38 Grosvenor Street Brighton**

Infrastructure Services / Amenity Protection - Investigations  
File No: COR/47

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**Moved: Cr del Porto**

**Seconded: Cr Norris**

That Council:

1. approve removal of the *Pinus radiata* (Monterey Pine), listed on Council's Register of Significant Trees, located at 38 Grosvenor Street Brighton.
2. notify the applicant and surrounding residents in writing of Council's decision.

**CARRIED**

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**10.2 2010 National LGMA / ALGWA Year of Women in Local Government**

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Corporate Services - Governance  
File No: COR 1234

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*It is recorded that Dr Sally Cockburn and Mrs Lesley Falloon OAM spoke in relation to this item.*

**Moved: Cr Long****Seconded: Cr del Porto**

That Council notwithstanding its decision to create a Councillor role of Women's Ambassador for the year 2010:

1. Appoint both Cr Frederico and Cr Cooper-Shaw as Local Government Women's Ambassadors for Bayside for 2010;
2. Endorse the Victorian Local Government Women's Charter as outlined in the report;
3. Continue to promote and support activities and programs that emphasise the principles of Gender Equity, Diversity and Active Citizenship for women;
4. Adopt the following Statement of Commitment to promote women's participation in local government; and

***Statement of Commitment***

*We will work towards increasing the representation of women in local government, both as elected members and as senior managers and professionals. We will undertake ongoing reviews of policies and practices to remove barriers to women's participation and to engender safe, supportive working and decision-making environments that encourage and value a wide range of views.*

5. Incorporate the following strategy within Strategic Objective 5.1 within Commitment 5 of the Draft Council Plan as an appropriate statement in relation to gender equity and diversity.

**Strategy 5.1.3.**

*We will ensure our approaches to community engagement are appropriate, ongoing, open and collaborative and all key consultation and engagement activities will recognise and respect the diversity of our community including culture, gender, age and ability.*

**Strategic Indicators**

*Report annually on how Council's key consultation activities have been successful in engaging our diverse communities.*

6. Become an official partner of the LGMA Year of Women in Local Government and subscribe as a gold partner to raise awareness of the significant role women play in local government.



*Cr Hayes vacated the Chamber at 7.50 pm prior to the consideration of this matter.*

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**10.3      *Route 33: Beach Road Weekend 'No Stopping' restrictions***

Infrastructure Services  
File No: COR/1703

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*It is recorded Cr Hayes declared a Direct Conflict of Interest given that he resides in a property on St Kilda Street which is within Route 33.*

*It is recorded that Dr James Taylor, Ms Marilyn Johnson, Ms Jan Garrard, Mr Alistair Murray, Dr Judith Kirwood, Mr Michael Forbes, Mr David Grant, Mrs Monica King, Mr Cameron Wall, Mr Raymond Martin, and Mr Chris Sutton spoke in relation to this item.*

*It is further recorded that Mr Brian Hinton did not pursue his right to speak and Mr David Doyle and Mr Tony Fox were not present in the Chamber.*

**Moved: Cr Norris**

**Seconded: Cr Long**

That the Deputy Mayor Cr del Porto take the Chair for consideration of this item.

**CARRIED**

**Moved: Cr Norris**

**Seconded: Cr Frederico**

That Council:

1. not agree to the Minister for Roads and Ports' request to introduce a 12-month trial of No Stopping zones on Beach Road at this point in time;
2. request the Minister to urgently provide details of the "program of investigations, research, enforcement and development of proposed legislative changes" which is referred to in his letter received by Council on 22 March 2010 to enable a trial to be considered as soon as possible.
3. request that the Minister for Roads and Ports reduce the Beach Road speed limit from 60kph to 50kph subject to a community engagement process;
4. support the proposed Beach Road Bicycle Accident Study by Sandringham Hospital and MUARC, and commit to providing \$10,000 toward costs of the study if it proceeds;
5. request the Minister for Roads and Ports to support the Beach Road bicycle accident study proposed by the Sandringham Hospital and the Monash University Accident Research Centre; and
6. inform Sandringham Hospital and Monash University Accident Research Centre of its support for the proposed study.

The Motion was Put and a **DIVISION** was called.

**DIVISION:**      **FOR:** Cr Frederico, Norris, Russell, Cooper-Shaw, Long  
and del Porto (6)

**AGAINST:** NIL (0)

**CARRIED**

*It is recorded that Cr Hayes was absent from the Chamber whilst this matter was discussed and was not present in the Chamber whilst the vote was being taken on this item.*

**Moved: Cr Russell**

**Seconded: Cr Frederico**

That Cr Hayes resume the Chair for the remainder of the meeting.

**CARRIED**

*Cr Hayes returned to the Chamber at 8.46pm.*

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**10.4 Bayside Planning Scheme Amendments C75 and C76 Panel Report**

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City Strategy / Urban Strategy  
File No: COR/3671-02

*Cr del Porto declared a Direct Conflict of Interest for Item 10.4 in this item given he now resides in Milliarda Grove being the continuation of Palmer Avenue, which is the subject of Amendment C75.*

*Cr del Porto vacated the Chamber at 8.47pm prior to the consideration of this matter.*

**Moved: Cr Norris****Seconded: Cr Cooper-Shaw**

That Council:

1. receive the report of the Panel in respect of submissions made in relation to Amendments C75 and C76 to the Bayside Planning Scheme
2. adopt all recommendations made by the C75 and C76 Panel
3. refer the C75 and C76 Panel Report to the Minister for Planning with a recommendation that Amendments C75 (part 1) and C76 to the Bayside Planning Scheme be approved subject to the incorporation of all recommendations made by the Panel.

**CARRIED**

*It is recorded that Cr del Porto was absent from the Chamber whilst this matter was discussed and was not present in the Chamber whilst the vote was being taken on this item.*

*Cr del Porto returned to the Chamber at 8.50pm.*

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**10.5 Carbon Neutrality Review**City Strategy / Environmental Sustainability  
File No: COR/5377

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*It is recorded that Mr Michael Nugent, Mr Paul Mahony and Mr Ken Blackman spoke in relation to this item.***Moved: Cr del Porto****Seconded: Cr Long**

That Council:

1. establishes a new greenhouse gas-reporting framework and receives a report on this framework when available;
  - a) Re-defines the organisational boundary, baseline, and targets for its carbon neutrality goal.
  - b) Re-defines the scope of reporting for its operational boundary to include a separate category for emissions that it does not directly control.
2. ceases its GreenPower premium for public street lighting and the Sandringham Family Leisure Centre from 1 July 2010 and hypothecates these funds towards least cost abatement projects for buildings and street lighting;
3. ceases its GreenPower premium for Council operated buildings from 1 July 2010 and reviews this when there is greater clarity about the status of GreenPower; and hypothecates these funds towards least cost abatement projects for buildings;
4. monitors and reviews the impact of government policy changes to Council's Greenfleet subscription; and
5. request a report on the establishment of an independent Committee in relation to Greenhouse Gas Mitigation, Adaptation and Reporting.

**CARRIED**

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**10.6      *Municipal Early Years Plan 2010 - 2013***

Community Services / Family Services  
File No: COR/1560

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*It is recorded that Mrs Jennifer Hayes spoke in relation to this item.*

**Moved: Cr del Porto**

**Seconded: Cr Frederico**

That this item be deferred to the next Ordinary Meeting for further consideration concerning the Australian Breast Feeding Association.

**CARRIED**

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**10.7 Open Space Strategy Reference Group**City Strategy / Urban Strategy  
File No: COR/5149

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*It is recorded that Mr Michael Nugent spoke in relation to this item.*

**Moved: Cr Frederico****Seconded: Cr Norris**

That Council:

1. endorse the amended Open Space Strategy Reference Group Draft Terms of Reference;
2. appoint the following nominees as members of the Open Space Strategy Reference Group for the duration of the development of the Open Space Strategy:

- |                  |                   |                       |
|------------------|-------------------|-----------------------|
| • Zoe Stewart    | • Patricia Carden | • Mike Halstead-Lyons |
| • Geoffery Goode | • Chad Davis      | • Robert Kipp         |
| • Norma Shattock | • Greg Wallace    | • Noel Pullen         |
| • Rachel Golonka | • Rod Binnington  | • Pauline Reynolds    |
| • Nick McDonald; |                   |                       |

3. advise all nominees of their membership on the Open Space Strategy Reference Group; and
4. thank all persons who offered their services to assist the Open Space Strategy via participation in the Open Space Strategy Reference Group and invite those individuals to engage in the Open Space Strategy community consultation process.

**CARRIED**

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**10.8      Review of the Bayside Built Environment Awards**

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City Strategy – Urban Strategy  
File No: COR/1356 - 2

*It is recorded that Mr Michael Nugent did not pursue his right to speak. It is further recorded that Mr Ken Blackman spoke in relation to this item.*

**Moved: Cr del Porto****Seconded: Cr Frederico**

That Council:

1. Adopt the recommendations in respect of the Review of the Bayside Built Environment Awards as follows;

**Recommendation 1:**

Retain the Best New or Renovation to a Commercial Building category

**Recommendation 2:**

Retain the Best Heritage Renovation or Restoration category and promote previous award winners as to what can be achieved with sympathetic yet innovative redevelopment of heritage properties.

**Recommendation 3:**

Retain Best Environmentally Sustainable Design category and expand to include the innovative use of sustainable technologies and that Council's Manager Environmental Sustainability and Open Space make recommendations to the judging panel and assist them with their deliberations. In addition nominations be required to include a summary description elaborating on the sustainability elements and their beneficial impact on the environment.

**Recommendation 4:**

Retain Best Medium Density Housing Development category and introduce an additional sub-category of medium density of over 5 units.

**Recommendation 5:**

Retain Best Extension to an Existing Building category.

**Recommendation 6:**

Retain Best New Dwelling category and encourage nominations from a range of builders and developers.

**Recommendation 7:**

Retain Most Creative Building Design category.

**Recommendation 8:**

- a) Retain unaltered the Awards as annual event and undertake a comprehensive marketing and promotions campaign.
- b) That the judging panel not feel compelled to make an award in each category every year.

**Recommendation 9:**

Retain the eligibility criteria with the exclusion of the requirement to have been completed in the last three years.

**Recommendation 10:**

Retain the selection criteria and also add to the criteria:

- sustainability
- innovative use of material and new technology.

**Recommendation 11:**

Retain the judging panel process and judging day.

**Recommendation 12:**

Develop a comprehensive marketing and promotions campaign to encourage nominations and celebrate the winners of the Awards.

**Recommendation 13:**

Seek sponsorship support to both assist in promoting the Awards and to subsidise the costs.

**Recommendation 14:**

Increase budget from \$28,000 to \$30,000.

**Recommendation 15:**

Retain the Brighton Town Hall as the venue;

2. Amend the judging criteria for the following categories

Best New or Renovation to a Commercial Building

Recognises commercial development that goes beyond accepted norms, to provide excellence in design that complements the streetscape, creates new forms, challenges preconceptions and responds to emerging economic, social and environmental trends.

Best Medium Density Housing Development

Recognises outstanding achievement in the provision of medium density housing that integrates harmoniously into its setting achieves a high level of domestic amenity that both complements and contributes positively to the local urban character; and

3. Appoint up to two Councillors to the judging panel;
4. Refer the increase of \$2,000 bringing the proposed total allocation to \$30,000 to the 2010/11 budget process.

**CARRIED**

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**10.9      *Loan Funding Tender***

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Corporate Services - Finance  
File No: COR/2218**Moved: Cr Norris****Seconded: Cr Frederico**

That Council:

1. exercise its powers to borrow \$2 million, by way of a tender process, as an interest only loan for a maximum period of 10 years; and
2. affix the common seal to the specified Instrument of Delegation for the Chief Executive Officer to accept a tender for Contract No. 0910126 at the lowest tendered interest rate and to execute documents giving effect to the acceptance of a tender for Contract No. 0910126.

**CARRIED**

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**10.10      *Australian Local Government Association – 2010 National General Assembly of Local Government***

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Corporate Services - Governance  
File No: COR 123**Moved: Cr del Porto****Seconded: Cr Cooper-Shaw**

That Council:

1. submit the proposed Notice of Motions as shown below to the Australian Local Government Association 2010 National Assembly to be held in June for consideration.

**Early Years Reforms**

That the National Assembly calls upon the Victorian and Federal Governments to provide support and adequate funding to implement new management structures additional staff and investment in infrastructure to meet the increased resourcing requirements associated with recent State and Federal Government reforms in the childcare and kindergarten sector.

**Population Targets**

That the National Assembly calls upon the Federal Government to develop a Population Policy that encompasses proposed sustainable population targets and the provision and maintenance of physical and social infrastructure and ecosystems necessary to sustain the health and wellbeing of local communities and conserves Australia's unique biodiversity.

2. approve the attendance of the Mayor Cr Hayes at the ALGA National Assembly to be held in Canberra from 14 – 17 June 2010.
3. approve the attendance of one or both of the Women Ambassadors or any other Councillor at the ALGA National Assembly to be held in Canberra from 14 – 17 June 2010.

**CARRIED**

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**10.11      *Municipal Association of Victoria – State Council Meeting - call for motions***

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Corporate Services - Governance  
File No: COR/123

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**Moved: Cr Long****Seconded: Cr del Porto**

That Council submit the following Notice/s of Motions to the Municipal Association of Victoria for consideration at the State Council meeting to be held on Friday 28 May 2010:

1.    Population Targets

That the MAV advocates to the State Government to develop a Population Policy that encompasses proposed sustainable population targets and the provision and maintenance of physical and social infrastructure and ecosystems necessary to sustain the health and wellbeing of local communities and conserves Victoria's unique biodiversity.

2.    Railway Zone System

That the MAV advocate to the State Government a review of the railway zone system in order to encourage greater usage and to relieve pressure on zone one municipalities and their local road networks, thereby promoting increased environmental sustainability and a reduction in Victoria's carbon footprint.

**CARRIED**

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**10.12      *Financial report for eight (8) months to 28 February 2010***

Corporate Services - Finance  
File No: COR20686

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*It is recorded that Cr Long vacated the Chamber at 9.55pm.*

**Moved: Cr del Porto**

**Seconded: Cr Frederico**

That Council:

1. note the financial report for the eight month period ended 28 February 2010; and
2. endorse the additional capital expenditure item of \$218,000 Merindah Park that is included to the year end forecast result and to be funded from the current year budget and cash reserves.

**CARRIED**

**Moved: Cr del Porto**

**Seconded: Cr Cooper-Shaw**

That Council adopt the recommendations contained in Items 10.13 and 10.14 as a block motion.

**CARRIED**

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**10.13**     ***VCAT Decisions***

City Strategy / Statutory Planning  
File No: COR/1234

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That the report on VCAT decisions on planning applications handed down since the last Council Meeting be received and noted.

**Note:** The above recommendation was **CARRIED** as part of a single motion.

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**10.14**     ***Council Action Pending***

Corporate Services - Governance  
File No: COR1234

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That Council notes the Council Action Pending report for the period September 2005 to March 2010.

**Note:** The above recommendation was **CARRIED** as part of a single motion.

**11.    Reports by Delegates**

There were no Reports by Delegates submitted to this meeting.

**12.    Urgent Business**

There were no items of Urgent Business submitted to this meeting.



## 14. Confidential Business

**Moved: Cr del Porto**

**Seconded: Cr Long**

*That pursuant to Section 89(2) of the Local Government Act 1989, the Council resolves that so much of this meeting be closed to members of the public, as it involves Council consideration of matters coming within some or all of the following categories listed in Section 89(2) of such Act.*

- (a) *Personnel matters;*
- (b) *The personal hardship of any resident or ratepayers;*
- (c) *Industrial matters;*
- (d) *Contractual matters;*
- (e) *Proposed developments;*
- (f) *Legal advice;*
- (g) *Matters affecting the security of Council property;*
- (h) *Any other matter which the Council or Special Committee considers would prejudice the Council or any person;*
- (i) *A resolution to close the meeting to members of the public.*

**CARRIED**

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- 14.1 Contract No 091061 Provision of Building Maintenance Services
- 14.2 Microsoft Licensing

*It is recorded that the public gallery was vacated to enable Council to consider the above listed items in Confidential Business.*

*Following consideration of Confidential Business the Chairperson declared the meeting closed at 10.20pm.*

**CONFIRMED THIS 4 MAY 2010**

**CHAIRMAN: .....**