

Council Meeting

Council Chamber
Civic Centre
Boxshall Street Brighton

Tuesday
19 December 2023
at 6.30pm



Minutes

PRESENT:

Chairperson: Cr Fiona Stitfold (Mayor)

Councillors: Cr Sonia Castelli
Cr Alex del Porto (Deputy Mayor)
Cr Hanna El Mouallem
Cr Laurence Evans OAM
Cr Clarke Martin
Cr Jo Samuel-King

Officers: Mick Cummins – Chief Executive Officer
Tilla Buden – Director Community and Customer Experience
Jill Colson – Director Environment, Recreation and Infrastructure
Matthew Cripps – Director City Planning and Amenity
Kathryn Tozer – Director Corporate Services
Joan Andrews – Manager Community Care
Belinda Austin – Manager Project Services
Terry Callant – Manager Governance
Fiona Farrand – Manger Development Services
Anthony Jacobs – A/Manager Urban Strategy
Anita Johnstone – Manager City Assets and Presentation
Rachael Hudson – Strategic Planning Coordinator
Robert Lamb – Governance Officer

Membership and Quorum

Bayside City Council consists of 7 Councillors. The quorum for a Council meeting is a majority of Councillors (4).

A quorum for this meeting was reached with no less than (5) Councillors present at any given time.

Table of Contents

- 1. Prayer
- 2. Acknowledgement of Country
- 3. Apologies
- 4. Disclosure of Conflict of Interest of any Councillor
- 5. Adoption and Confirmation of the minutes of previous meeting
- 6. Public Question Time
- 7. Petitions to Council
- 8. Minutes of Advisory Committees
 - 8.1 Records of meetings held under the auspices of Council..... 12
 - 8.2 Minutes of the Billilla Advisory Committee held on 26 October 2023 12
- 9. Reports by Special Committees
- 10. Reports by the Organisation
 - 10.1 Council Support to People Experiencing Vulnerability..... 14
 - 10.2 Bayside Landscape Guidelines update in response to Urban Forest Strategy 15
 - 10.3 Hampton Hub - Concept Design and Feasibility Analysis 16
 - 10.4 Planning Scheme Amendment C186bays - Adoption..... 17
 - 10.5 Submission - Modernising Car and Bicycle Parking Requirements Discussion paper..... 18
 - 10.6 Asset Management Policy Update 19
 - 10.7 Proposed Discontinuance and Sale of Road adjoining 113 Male Street, Brighton 20
 - 10.8 CONTRACT CON/23/68 Head Consultant for Yalukit Willam Gateway Building 21
 - 10.9 Contract 23/126 Computer Fleet Replacement 2023 22
 - 10.10 Council Action Awaiting Report 23
- 11. Reports by Delegates

- 12. Urgent Business
- 13. Notices of Motion
 - 13.1 Notice of Motion - 331 - Maintaining existing car parking provisions within Activity Centres 26
- 14. Confidential Business
 - 14.1 Minutes of the Chief Executive Officer's Employment Matters Advisory Committee held on 31 October 2023 27
 - 14.2 South East Metropolitan Advanced Waste Project 27

The Mayor declared the Council Meeting open at 6.30pm and advised members of the public gallery that the meeting is being recorded and streamed live on the internet to enhance the accessibility of Council meetings to the broader Bayside community.

The Mayor invited Cr Samuel-King to read the prayer.

1. Prayer

Cr Samuel-King 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 Country

Cr El Mouallem read the acknowledgement of Country.

- ◆ Bayside City Council proudly acknowledges the Bunurong People of the Kulin Nation as the Traditional Owners and Custodians of this land, and we pay our respects to their Elders, past, present and emerging as well as any Aboriginal or Torres Strait Islander community members with us today.
- ◆ Council acknowledges the Bunurong’s continuing relationship to the land and waterways and respects that their connection and spiritual identity is maintained through ancient ceremonies, songlines, dance, art and living culture.
- ◆ Council pays tribute to the invaluable contributions of the Bunurong and other Aboriginal and Torres Strait Island Elders who have guided and continue to guide the work we do.

3. Apologies

It is recorded that Cr del Porto was an apology for the 19 December 2023 Council Meeting.

Moved: Cr Samuel-King

Seconded: Cr Martin

That the apology of Cr del Porto for the 19 December 2023 Council Meeting be received and noted.

The Motion was PUT and a **DIVISION** was called:

DIVISION: FOR: Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)
AGAINST: Nil (0)

CARRIED

4. Disclosure of Conflict of Interest of any Councillor

- Cr Jo Samuel-King declared a General Conflict of Interest in Item 10.8 CONTRACT CON/23/68 Head Consultant for Yalukit Willam Gateway Building, given Cr Samuel-King's partner is the Strategic Consultant for Yalukit Willam Nature Reserve.

5. Adoption and Confirmation of the minutes of previous meeting

- 5.1 Confirmation of the Minutes of the Bayside City Council meeting held on 21 November 2023.

Moved: Cr Martin

Seconded: Cr Evans OAM

That the minutes of the Bayside City Council meeting held on 21 November 2023, as previously circulated, be confirmed as an accurate record of proceedings.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)
AGAINST: Nil (0)

CARRIED

6. Public Question Time

1. Ms Mary Basic

Ms Mary Basic submitted a question related to a recent planning decision concerning 47 South Road, Brighton, and Ms Basic asked:

Question

I would like to know whether Council intends to object to the scale and over development of the Xavier land. Also how they perceive to manage traffic ingress and egress onto New St. Does the development fall within permeability requirements, setbacks, height limits, on-site parking for resident and visitor ratios.

Response from the CEO

Council's Planning and Amenity Delegate Committee determined to refuse the planning application for the development of the land at 47 South Road, Brighton at its meeting of 11 December 2023. Should an application for review be lodged with the Victorian Civil and Administrative Tribunal, representations will be made by Bayside City Council to support its position.

2. The Honourable Timothy Wilson

The Honourable Timothy Wilson submitted a question related to funding for infrastructure projects, and Mr Wilson asked:

Question

Following our Federal Member for Goldstein, Zoe Daniel, voting to defund \$100m of Federal infrastructure grants for our community, can Council (advise) whether these projects remain a priority for the next Federal election, and/or what projects it will seek funding for the next Federal election?

Response from the CEO

The Federal Government has committed \$15.5M to the transformation of Yalukit Willam Nature Reserve with the project expected to be delivered from 2023–24 to 2026–27.

In the lead up to the next Federal Election, Council will identify funding opportunities which are compatible with its strategic asset plans and planned infrastructure.

3. The Honourable Timothy Wilson

The Honourable Timothy Wilson submitted a question related to Council's advocacy priorities for the next federal election and Mr Wilson asked:

Question

Now that it has been revealed in Parliament our Federal Member for Goldstein, Zoe Daniel, voted for \$2 billion of new coal subsidies, can Council advise whether its funding priorities for the next Federal election will include additional measures to reduce greenhouse gas emissions?

Response from the CEO

Council made a declaration of climate emergency in June 2019, firmly recognising that the people of Bayside are at risk of the impacts of climate change.

Council has yet to determine its precise advocacy priorities for the next federal election.

4. Ms J. Glass

Ms J. Glass submitted a question related to the new basketball courts at Tulip Street, Cheltenham, and Ms Glass asked:

Question

When will the 4 new basketball courts at Tulip Street Cheltenham be opened, and why did the Council unveil a plaque pertaining to its opening in November 2023?

Response from the CEO

The new basketball courts at Tulip Street were officially opened on 2 November 2023 following completion of works. Following the defect period, the facility has now been handed to the Southern Basketball Association to operate. Council understands the Southern Basketball Association will open the facility to the public in January 2024.

5. Mr George Reynolds

Mr George Reynolds submitted a question related to notices issued in respect of Council's Neighbourhood Amenity Local Law 2021, and Mr Reynolds asked:

Question

Council enforcement officers have issued me with a Notice to Comply, quoting a breach of clause 13 of Neighborhood Amenity Local Law 2021. This law cites, at clause 3, "Council's power to make this Local Law is contained in section 111 of the Local Government Act 1989 and section 42 of the Domestic Animals Act 1994".

(a) Why is Council continuing to operate this Local Law when section 111 of the Local Government Act 1989 expired on 30th June 2021, the day before the Local Law came into operation, AND,

(b) Is the Mayor and Councilors planning to order the recall of all notices issued under Neighborhood Local Law 2021, since 1st July 2021, together with the refund of fines, fees and cost recovery charges claimed since its claimed commencement.

Response from the CEO

Part A

Council's Neighbourhood Amenity Local Law 2021 was made lawfully as required by the Local Government Act 1989 and adopted by Council on 15 June 2021. The Local Law continues to operate for 10 years after the date of commencement being 1 July 2021.

Part B

Notices issued under the Local Law are valid and therefore there are no grounds to recall notices as suggested.

6. Mr George Reynolds

Mr George Reynolds submitted a question related to Council's power to make Local Laws, and Mr Reynolds asked:

Question

The High Court of Australia has recently reminded us, that Governments, including Local Governments, does not have power to make Laws; valid Laws are made by Parliament only.

(a) Is the Mayor and Councilors now planning to review the suitability of laws and regulations it uses, (particularly the accounting laws), to identify any legal and financial risk it may be exposed to, AND,

(b) When does Council plan to change its traditional accounting practice of ignoring Own-source Revenue, when presenting its accounting statements.

Response from the CEO

Council complies with the requirements of the Local Government Act, Local Government Reporting regulations and Australian Accounting Standards pertaining to accounting practices and financial reporting.

7. Mr Angus Morrison

Mr Angus Morrison submitted a question in relation the potential removal of car parks and closure of roads as part of Council's Open Space Strategy, and Mr Morrison asked:

Question

Prior to any potential removal of car-parks and closure of roads as part of the Council's open space strategy, what are the details of stakeholder engagement undertaken by Bayside Council such as the number of people surveyed, the questions asked, the proximity of the ratepayers surveyed to the car-parks and roads in question and the results?

Response from the CEO

A report presented to the 20 December 2022 Council Meeting explored a number of sites where the creation of new open space was possible, with the reporting including a section of Church Street as a possible option. Any decision on this will be subject to community consultation as part of the Open Space Strategy.

Council is commencing its review of the Bayside Open Space Strategy 2012 in early 2024. As the review of the Strategy has not commenced, this has not been tested with the community and no decision has been made at this point.

8. Mr Angus Morrison

Mr Angus Morrison submitted a further question in relation the potential removal of car parks and closure of roads as part of Council's open space strategy, and Mr Morrison asked:

Question

Prior to any potential closure of car-parks and closure of roads as part of the Council's open space strategy, what economic impact studies are undertaken by Council relating to these proposed changes, including the impacts on neighbouring businesses most affected due to their location.

Response from the CEO

Council is commencing its review of the Bayside Open Space Strategy 2012 in early 2024. As the review of the Strategy has not commenced, this has not been tested with the community and no decision has been made.

Any actions identified within the future strategy will be subject to community consultation prior to Council adopting a new Strategy.

9. Deborah Albrecht

Ms Deborah Albrecht submitted a question in relation to car spaces and speed limits as related within Council's open space strategy, and Ms Albrecht asked:

Question

Is the council really planning to remove car spaces and close areas to cars and is council planning to introduce 30km an hour zones (for safety ... or blatant revenue earning?) Cars are a necessity in our lives and all this will do is create chaos through traffic jams, time delays, frustration and anger.

Response from the CEO

A report presented to the December 2022 Council Meeting explored a number of sites where the creation of new open space was possible, with the reporting including a section of Church Street as a possible option.

Council is commencing its review of the Open Space Strategy in early 2024. As the review of the Strategy has not commenced, this has not been tested with the community and no decision has been made.

There are no current plans to lower speed limits in the Church Street area.

7. Petitions to Council

There were no petitions submitted to the meeting.

8. Minutes of Advisory Committees

8.1 RECORDS OF MEETINGS HELD UNDER THE AUSPICES OF COUNCIL

Corporate Services - Governance
File No: PSF/23/167 – Doc No: DOC/23/375704

Moved: Cr Evans OAM

Seconded: Cr Castelli

That Council notes the records of meeting/s held under the auspices of Council as required by the *Local Government Act 2020* and Council’s Governance Rules:

- 28 November 2023 Strategic Issue Discussion
- 5 December 2023 Councillor Briefing.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)
AGAINST: Nil (0)

CARRIED

8.2 MINUTES OF THE BILLILLA ADVISORY COMMITTEE HELD ON 26 OCTOBER 2023

Corporate Services - Governance
File No: PSF/23/167 – Doc No: DOC/23/375854

Moved: Cr Castelli

Seconded: Cr Evans OAM

That Council notes the minutes of the Billilla Advisory Committee meeting held on 26 October 2023.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)
AGAINST: Nil (0)

CARRIED

9. Reports by Special Committees

There were no reports by Special Committees submitted to the meeting.

10. Reports by the Organisation

REQUESTS TO BE HEARD:

The following individuals submitted written statements to the meeting:

Item 10.3 Hampton Hub – Concept Design and Feasibility Analysis		For (F) Against (A)
Requests to Speak		
1.	Mr Tony Batt (obo Orlando Street Residents)	(A)
2.	Mr Tony Shepherd (obo Hampton Neighbourhood Association)	(F)

10.1 COUNCIL SUPPORT TO PEOPLE EXPERIENCING VULNERABILITY

Community and Customer Experience - Community Care
File No: PSF/23/173 – Doc No: DOC/23/329347

Moved: Cr Martin

Seconded: Cr Castelli

That Council:

1. notes this report and endorses the actions undertaken by the organisation to support people in Bayside experiencing vulnerability
2. continues to pursue funding opportunities to support Bayside residents experiencing vulnerability.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)
AGAINST: Nil (0)

CARRIED

10.2 BAYSIDE LANDSCAPE GUIDELINES UPDATE IN RESPONSE TO URBAN FOREST STRATEGY

City Planning and Amenity - Development Services
File No: PSF/23/162 – Doc No: DOC/23/331900

Moved: Cr Samuel-King

Seconded: Cr Evans OAM

That Council:

- 1. adopts the updated Bayside Landscape Guidelines methodology
- 2. adopts the updated content of the Bayside Landscape Guidelines (Attachment 1) subject to the inclusion of the “Moreton Bay Fig” in the species list
- 3. notes the document format and design will be updated.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)
AGAINST: Nil (0)

CARRIED

10.3 HAMPTON HUB - CONCEPT DESIGN AND FEASIBILITY ANALYSIS

City Planning and Amenity - Urban Strategy
File No: PSF/23/162 – Doc No: DOC/23/363224

It is recorded that Mr Tony Batt (obo Orlando Street Residents), and Mr Tony Shepherd (obo Hampton Neighbourhood Association) each spoke for 2 minutes in relation to this item.

Moved: Cr Samuel-King

Seconded: Cr El Mouallem

That Council:

1. notes the progression of the Hampton Hub concept designs and feasibility report for the three development scenarios
2. receives a complete report at the February 2024 Council Meeting on the three concepts, with the inclusion of the following additional considerations:
 - a. the feasibility and cost of providing a multi-deck car parking on 20–22 Willis Lane
 - b. the impact of the deletion of any basement parking located in the centre of the Willis Street Precinct site would have on the feasibility and costs
 - c. the feasibility and cost of providing alternative access and loading arrangements in the precinct to minimise vehicle access in Koolkuna Lane and Willis Lane
 - d. the impact of the deletion of the library and reduction of the floor area would have on the feasibility and costs.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Sonia Castelli, Jo Samuel-King, Fiona Stitfold (Mayor),
 Laurence Evans OAM and Hanna El Mouallem (5)
AGAINST: Cr Clarke Martin (1)

CARRIED

10.5 SUBMISSION - MODERNISING CAR AND BICYCLE PARKING REQUIREMENTS DISCUSSION PAPER

City Planning and Amenity - Urban Strategy
File No: PSF/23/162 – Doc No: DOC/23/364692

Moved: Cr El Mouallem

Seconded: Cr Evans OAM

That Council endorses the officers' submission to the Department of Transport and Planning Discussion Paper, Modernising Car, and Bicycle Parking Requirements (Attachment 1).

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold
 (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)
AGAINST: Nil (0)

CARRIED

10.7 PROPOSED DISCONTINUANCE AND SALE OF ROAD ADJOINING 113 MALE STREET, BRIGHTON

Corporate Services - Commercial Services
File No: PSF/23/175 – Doc No: DOC/23/369271

Moved: Cr Castelli

Seconded: Cr Evans OAM

That Council:

- 1. commences the statutory procedures in accordance with the Local Government Act 1989 and the Local Government Act 2020, to discontinue the Subject Road adjoining 113 Male Street, Brighton outlined in red in Attachment 1, and sells the Subject Road to the adjoining owners of 113 Male Street, Brighton for \$43,000 plus GST
- 2. gives public notice outlining the proposal in accordance with Section 223 of the Local Government Act 1989
- 3. establishes a Special Committee of Council and determines the membership of the Committee (with a minimum of three {3} councillors) to hear any submitters that wish to be heard
- 4. in the event that submission/s are received, convenes a Section 223 Special Committee of Council meeting on 13 February 2024 at 6.00pm at the Council Chamber, Boxshall Street, Brighton to hear any submitters that wish to be heard
- 5. following the consideration of any submissions, receives a further report at a future Council Meeting.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold
 (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)
 AGAINST: Nil (0)

CARRIED

NOTE: Item 10.7 was **CARRIED** as part of a block motion.

It is recorded that Cr Jo Samuel-King declared a General Conflict of Interest in the following item given Cr Samuel-King's partner is the Strategic Consultant for Yalukit Willam Nature Reserve. Cr Samuel-King left the meeting at 7.55pm.

10.8 CONTRACT CON/23/68 HEAD CONSULTANT FOR YALUKIT WILLAM GATEWAY BUILDING

Corporate Services - Commercial Services
File No: PSF/23/163 – Doc No: DOC/23/362477

Moved: Cr El Mouallem

Seconded: Cr Evans OAM

That Council:

1. awards Contract CON/23/68 Head Consultant for Yalukit Willam Gateway Building to Canvas Projects Pty Ltd (ABN 34 620 184 081) for the lump sum price of \$527,720 excluding GST and \$580,492 including GST
2. authorises the Chief Executive Officer to sign all necessary documentation related to Contract CON/23/68 Head Consultant for Yalukit Willam Gateway Building
3. advises the unsuccessful tenderers accordingly.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Fiona Stitfold (Mayor),
 Laurence Evans OAM and Hanna El Mouallem (5)
AGAINST: Nil (0)

CARRIED

It is recorded that Cr Jo Samuel-King was not present in the meeting during debate or when the vote was taken on the above item.

11. Reports by Delegates

1. **Association of Bayside Municipalities** – The Mayor, Cr Fiona Stiffold noted that there was nothing to report.

2. **Metropolitan Transport Forum** – The Director Environment, Recreation and Infrastructure advised that the Metropolitan Transport Forum held a meeting on 6 December where there was a farewell for the outgoing chair, Cr Jonathon Marsden from Hobsons Bay City Council who was Chair of the Forum since 2020.

Alison McCormack, Chief Executive Officer of 'Bicycle Network' presented to the forum on Bicycle Network's ambition to bring bikes into the transport mainstream and described a pragmatic approach aiming to bring about permanent infrastructure changes resulting in more women riders, younger and older riders.

3. **Inner South Metropolitan Mayors' Forum** – The Mayor, Cr Fiona Stiffold indicated that there has been no meeting of the Forum.

4. **South East Councils Climate Change Alliance** – Cr Clarke Martin submitted a written report as follows:

The Councillor Advisory Group (CAG) held its final meeting on Thursday 7 December with a very strong attendance of both officers and Councillors. The current workplan report was presented which remains on track.

After a very successful election advocacy campaign last year Minister of Climate Action Victoria, Lily D'Ambrósio MP and her Department Secretary attended the SECCCA CEO & Councillors networking Breakfast. During this occasion the key objectives of SECCCA which are also Bayside's were acknowledged and in fact highlighted by the Minister as examples of what needs to be replicated and enhanced across Victoria. After years of advocacy this type of engagement is extremely important.

Also of note, Council's Manager Climate Waste and Integrated Transport and the Climate and Environment Sustainability Coordinator have provided the following updates of two projects that Bayside has benefited in over the past 2 to 3 years.

Asset Vulnerability Project

The Asset Vulnerability Assessment project provides Council with access to climate change data relating to heat vulnerability/dryness, inundation and storm surge and their potential impacts on Council buildings and assets. The data includes 2030, 2050 and 2070 climate scenario models.

The outputs of the project are being embedded in project lifecycle planning to ensure design and delivery of Council's buildings and infrastructure projects consider future impacts of heat vulnerability/dryness, inundation and storm surge. There has also been an initial assessment conducted on Council's buildings using the tool which identified the top 30 sites at risk of climate change impacts. This information will be considered through future strategic asset management. The ultimate goal will be to attribute a vulnerability rating to assets and identify adaptation options that may increase asset resilience.

Further information can be found here: [Asset Vulnerability Assessment](#)

Enhancing Community Resilience (Part funded by the Mindaroo Foundation)

The Enhancing Community Resilience Project aims to prepare communities in Bayside for current and future changes to the climate including increased flood, coastal erosion and heat waves. It will provide practical actions, tools, and resources so Council can proactively support communities to act prior, during and after disasters. Specifically, Council is focusing on our over-65 cohort, developing a toolkit through a co-design process, aimed at building resilience by preparing ahead for extreme weather. The tool kit will allow older residents to identify early risks using a self-assessment tool and have a plan in place to improve resilience to heat. It will help older residents to identify their own needs, self-assess the resilience of their own locations, know what is needed for a cooler or drier place, and finally what their triggers are for needing to move or change what they are doing. The project brief will soon be provided to the consultants who will meet again with the older volunteer resident/s to develop the assessment criteria and associated collateral.

Further information can be found here: [Enhancing Community Resilience](#)

Moved: Cr Castelli

Seconded: Cr Evans

That the Reports by Delegates be received and noted.

The Motion was PUT and a **DIVISION** was called:

- DIVISION:**
- FOR:** Crs Sonia Castelli, Clarke Martin, Jo Samuel-King, Fiona Stitfold (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)
- AGAINST:** Nil (0)

CARRIED

12. Urgent Business

There were no items of urgent business submitted to the meeting.

13. Notices of Motion

It is recorded that Cr El Mouallem sought leave to amend Notice of Motion 331 – Maintaining existing car parking provisions within Activity Centres.

Moved: Cr El Mouallem

Seconded: Cr Evans

That Cr El Mouallem be granted leave to amend Notice of Motion 331 – Maintaining existing car parking provisions within Activity Centres.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Sonia Castelli, Clarke Martin, Jo Samuel-King, Fiona Stitfold
 (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)

AGAINST: Nil (0)

CARRIED

13.1 NOTICE OF MOTION - 331 - MAINTAINING EXISTING CAR PARKING PROVISIONS WITHIN ACTIVITY CENTRES

City Planning and Amenity - Urban Strategy
File No: PSF/23/162 – Doc No: DOC/23/347949

Moved: Cr El Mouallem

Seconded: Cr Evans OAM

That Notice of Motion 331 - *Maintaining existing car parking provisions within Activity Centres* be deferred to the February 2024 Council meeting for further consideration.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold
 (Mayor), Laurence Evans OAM and Hanna El Mouallem (6)

AGAINST: Nil (0)

CARRIED

14. Confidential Business

Moved: Cr Evans OAM

Seconded: Cr Samuel-King

That pursuant to Section 66(2)(a) of the Local Government Act 2020 (the Act), 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 3(1) (confidential information) of such Act:

- (a) Council business information
- (b) security information
- (c) land use planning information
- (d) law enforcement information
- (e) legal privileged information
- (f) personal information
- (g) private commercial information, being information provided by a business, commercial or financial undertaking that—
 - (i) relates to trade secrets; or
 - (ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage;
- (h) confidential meeting information
- (i) internal arbitration information
- (j) Councillor Conduct Panel confidential information
- (k) information prescribed by the regulations to be confidential information for the purposes of this definition
- (l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Clarke Martin, Sonia Castelli, Jo Samuel-King, Fiona Stitfold (Mayor), Laurence Evans OAM and Hanna El Moullem (6)

AGAINST: Nil (0)

CARRIED

14.1 MINUTES OF THE CHIEF EXECUTIVE OFFICER'S EMPLOYMENT MATTERS ADVISORY COMMITTEE HELD ON 31 OCTOBER 2023

(LGA 2020 Section 3(1)(f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.)

14.2 SOUTH EAST METROPOLITAN ADVANCED WASTE PROJECT

(LGA 2020 Section 3(1)(a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released.)

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

The Mayor wished Councillors, officers and those following the meeting a safe and enjoyable festive season and, following the consideration of the Confidential Business items, declared the meeting closed at 8.14pm.