



CITY OF
MONASH

**MINUTES OF THE ORDINARY MEETING OF
COUNCIL**

HELD ON 27 OCTBER 2009

at 7.30 pm

**Council Chambers
293 Springvale Road,
Glen Waverley**

**MINUTES OF THE ORDINARY MEETING OF THE MONASH CITY COUNCIL
HELD IN THE COUNCIL CHAMBERS, SPRINGVALE ROAD GLEN WAVERLEY
ON TUESDAY 27 OCTOBER 2009 AT 7.30 PM.**

PRESENT: Councillors P Klisaris (Mayor), C Baines (Deputy Mayor), J Banerji, S Dimopoulos, M Drieberg,, J Lo, G Male, D McGill OAM, T Morrissey JP, S Perri

APOLOGIES:

Cr G Lake.

DISCLOSURES OF INTEREST

Crs T Morrissey (Item 3.4), J Banerji (Item 7.1) and G Male (Item 7.1).

**CONFIRMATION OF MINUTES OF THE ORDINARY COUNCIL
MEETING HELD ON 6 OCTOBER 2009**

Moved Cr Lo,

Seconded Cr Baines

That the minutes of the Ordinary Meeting of the Council held on 6 October 2009, be taken as read and confirmed.

CARRIED

**RECEPTION AND READING OF PETITIONS, JOINT LETTERS &
MEMORIALS**

PETITION

Cr Drieberg submitted a petition from residents of the Mirvac estate at the former Waverley Park, regarding the powerlines on the estate and Mirvac's proposal not to place them underground.

PUBLIC QUESTION TIME

The Mayor advised that 2 questions had been received.

OFFICERS' REPORTS

1. CUSTOMER SERVICES

Nil

2. HUMAN RESOURCES & ADMINISTRATION

2.1 Review of Council's Special Committees

Moved Cr Klisaris,

Seconded Cr Baines

That:

- 1. The Charter of the Monash Gallery of Art Committee of Management be amended in accordance with the proposed changes contained in this Report.*
- 2. The Planning and Development Committee be dissolved – effective from 1 November 2009.*
- 3. The Monash Halls Management Committee (MHMC) be dissolved and the functions of the MHMC be assumed directly by Council – effective from 1 December 2009.*
- 4. The members of the Monash Halls Management Committee be thanked for their contribution to the community.*
- 5. Non-Councillor members of the Monash Gallery of Art Committee of Management continue to be exempt from the requirements of Section 81 of the Local Government Act 1989 to provide a primary or ordinary return of interest.*

CARRIED

2.2 Council Meeting Dates for 2010

Moved Cr Dimopoulos,

Seconded Cr McGill

That the schedule for the Ordinary Meetings of Council be adopted for 2010, as follows, with the meetings to be held at the Civic Centre, Glen Waverley and to commence at 7.30 pm:

*2 February
2 and 30 March
27 April
25 May
22 June
20 July
17 August
14 September
12 October
9 November
7 December*

Cr Dimopoulos noted the proposed change to a four-weekly cycle, which would provide Councillors a greater opportunity to address a range of strategic and policy issues in a thorough and well-informed manner. He added that the effectiveness of the new meeting cycle would be assessed at the end of the 2010 calendar year.

CARRIED

3. CORPORATE PLANNING & FINANCE

3.1 City Of Monash Annual Report - Period Ended 30 June 2009

Moved Cr Drieberg,

Seconded Cr Lo

That Council adopts the Annual Report for the City of Monash, for the period ended 30 June 2009.

Cr Perri highlighted the Council's better than expected net operating results for 2008/2009.

CARRIED

3.2 Compliance With National Competition Policy For 2008/2009

Moved Cr Morrissey,

Seconded Cr Klisaris

That the National Competition Policy Compliance report for 2008/2009 be noted.

CARRIED

3.3 2009/2010 Management Accounts Report – First Quarter

Moved Cr Male,

Seconded Cr Lo

That Council notes the Financial Reports for the period ending 30 September 2009.

CARRIED

3.4 Tender For The Provision of Fixed Data Wide Area Network

NOTE: Cr Morrissey disclosed a conflict of interest as he has shares in Telstra Corporation.

Councillor Morrissey left the Council Chamber at 7.48 pm, and returned at 7.49 pm, after the conclusion of the vote on this item.

Moved Cr Klisaris,

Seconded Cr Dimopoulos

That Council:

- 1. Accepts the tender from Telstra Corporation Limited for Contract No. 2009113, for the provision of Fixed Data Wide Area Network for a period of three (3) years in accordance with the schedule of rates submitted in the tender. Estimated total tender price of \$649,122 GST inclusive during the contract term;*
- 2. Notes that the current budget allocation for Fixed Data Wide Area Network is \$168,000 over three years and will not be required to be raised as new funds;*
- 3. Authorises the Chief Executive Officer to execute the contract agreement; and*
- 4. Authorises the Chief Executive Officer at his discretion to approve one (1) extension option for one (1) year in accordance with the contract agreement subject to satisfactory performance.*

CARRIED

4. INFRASTRUCTURE SERVICES

4.1 Roads Management Plan Amendment

Moved Cr Banerji,

Seconded Cr McGill

That Council adopts the amendments to its Road Management Plan as contained in Attachment 1 and that a notice of the amendments be published in accordance with the requirements of Section 55 of the Road Management Act 2004, stating that:

- (i) the amendments to Council's Road Management Plan were adopted on 27 October 2009; and*
- (ii) a copy of the Road Management Plan can be inspected at the Civic Centre, Glen Waverley, the Oakleigh Service Centre and on Council's web site.*

In response to a suggestion from Cr Dimopoulos, the Director Infrastructure Services agreed to consider preparing an information sheet describing the maintenance standards and intervention regime for footpaths in the municipality and to make this information publicly available.

CARRIED

5. CITY DEVELOPMENT

5.1 Planning And Environment Act Review – DPCD Response Papers

Moved Cr Drieberg,

Seconded Cr Lo

That Council makes a submission to the Department of Planning and Community Development (DPCD) regarding the Response Papers on the Planning and Environment Act 1987 review, generally in accordance with Attachment 2 of this report.

CARRIED

5.2 Amendment C91 To the Monash Planning Scheme

Moved Cr Lo,

Seconded Cr Perri

That: -

1. *The Minister for Planning be requested to authorise Council to prepare Amendment C91 to the Monash Planning Scheme to: -
 - *reflect the requirements of the Charter of the Human Rights and Responsibilities Act 2006;*
 - *rezone the site at 56A Morton Road, Burwood, from a R1Z - Residential 1 Zone to a PPRZ - Public Park and Recreation Zone;*
 - *remove the redundant EAO - Environmental Audit Overlay over the site formerly known as 51-71 Huntingdale Road, Burwood;*
 - *correct the List of Amendments description for Amendment C77 to note the correct planning permit number;**pursuant to Section 9(2) of the Planning and Environment Act 1987.**
2. *The Minister for Planning be requested to exempt Council from the notification requirements of Sec.19 part (1)(b), of the Planning and Environment Act.*
3. *Council consents to waiving the notification of owners and occupiers of properties for the Amendment.*
4. *Amendment C91 be prepared as outlined in this report and, following authorisation by the Minister for Planning, be reported back to Council to consider its adoption.*

Cr Lo commended the proposed amendment to the Planning Scheme, saying that it showed this Council's commitment to the protection of human rights.

CARRIED

5.3 Application To Amend A Permit Condition To Allow The High Voltage Powerlines To Remain At Waverley Park

Moved Cr Drieberg,

Seconded Cr Baines

1. *That Council endorse the objection lodged with the Minister for Planning against the application to amend condition 50 of Planning Permit STA/2001/000714 to allow the retention of the powerlines overhead at Waverley Park.*
2. *Should the Minister for Planning grant approval to amend the conditions of the Planning Permit, then Council, in support of the residents of Waverley Park, appeals that decision to VCAT to have that decision and the relevant issues reviewed.*

A number of Councillors made comments regarding this item. These are summarised below –

Cr Drieberg

- ❑ Was pleased that Council is supporting the objection to the proposed Amendment.
- ❑ Expressed her disappointment that MIRVAC had made the decision to seek the Amendment, given its previously stated position.
- ❑ Thanked local resident Bruce Nicol for his efforts in arranging the petition against the proposed Amendment.

Cr Baines

- ❑ Residents of Waverley Park should be aggrieved.
- ❑ The application by MIRVAC is not in the best interests of the residents.
- ❑ Outlined her reasons for objecting to the MIRVAC application.

Cr McGill

- ❑ Expressed her support for Council's position in objecting to the proposed Amendment.

Cr Klisaris

- ❑ Commended Crs Drieberg and Baines on their advocacy on behalf of the residents.
- ❑ Said that he was appalled at MIRVAC's proposal as it represented a totally different position to the one the company presented at the beginning.

Cr Dimopoulos

- ❑ Had spoken to local residents who were concerned about the proposed amendment.

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- Expressed his support for the Council's position in objecting to the proposed Amendment.

CARRIED

DIVISION

The Mayor called for a Division.

For: Councillors Klisaris, Baines, Banerji, Dimopoulos, Drieberg, Lo, Male, McGill, Morrissey, S Perri

Against: Nil

5.4 Progress Report on The Preparation of A Structure Plan For The Oakleigh Major Activity Centre

Moved Cr Perri,

Seconded Cr Dimopoulos

That this progress report on the preparation of a Structure Plan for the Oakleigh Major Activity Centre be noted.

That a further progress report on the preparation of the Structure Plan for the Oakleigh Major Activity Centre be made to Council in February 2010.

Cr Perri stated that it was important to progress the structure plan as it would give local residents a say in how their area will develop and provide Council with weight to protect streets such as Albert Street and others. The structure plan would also provide VCAT with a point of reference where it had to consider planning appeals.

CARRIED

5.5 721-733 Springvale Road & 287-293 Wellington Road, Mulgrave - Extension of Time For Office Park Development

Moved Cr McGill,

Seconded Cr Klisaris

*That Council having considered all the matters required under Section 60 of the Planning and Environment Act 1987, decides to **grant the extension of time** for Planning Permit TPA/27515 under the provisions of the Monash Planning Scheme in respect of the land known and described as 721-733 Springvale Road & 287-293 Wellington Road Mulgrave, for Office Park Development and extend the permit date until 13 December 2011 and 13 December 2013 for completion.*

CARRIED

5.6 113 Warrigal Road, Hughesdale - Buildings And Works Associated With An Existing Education Facility

Moved Cr McGill,

Seconded Cr Perri

That Council having considered Section 52 of the Planning and Environment Act 1987 and being satisfied that the grant of a permit would not cause material detriment to any person has not required that notice be given for Planning Application No. TPA/37539.

*The Council having considered planning application No. TPA/37539 and all the matters required under Section 60 of the Planning and Environment Act 1987 decides to **grant a planning permit** under the provisions of the Monash Planning Scheme in respect of the land known and described as 113 Warrigal Road, Hughesdale for buildings and works associated with an existing education facility subject to the following conditions, including the specified standard conditions set out in the Council's "Town Planning Standard Conditions" adopted by the Council 16 September 2003 :*

- 1. The development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.*
- 2. Before the development starts, a site layout plan drawn to scale and dimensioned must be approved by the Responsible Authority.

The plans must show a drainage scheme providing for the collection of stormwater within the site and for the conveying of the stormwater to the nominated point of discharge.

If the point of discharge cannot be located then notify Council's Engineering Division immediately.*
- 3. Air-conditioning and other plant and equipment installed on or in the buildings must be so positioned and baffled that any noise emitted complies with the appropriate Australian Standards and EPA requirements.*
- 4. The amenity of the area must not be detrimentally affected by the development through the appearance of any building, works or materials.*
- 5. Prior to commencement of any buildings and works on the site, a construction management plan must be prepared and submitted to the Responsible Authority for approval. The plan must be to the satisfaction of the Responsible Authority. Once approved, the plan must be implemented to the satisfaction of the Responsible Authority. The plan must address the following issues:*
 - a) measures to control noise, dust and water runoff;*
 - b) prevention of silt or other pollutants from entering into the Council's underground drainage system or road network;*
 - c) the location of where building materials are to be kept during construction;*

- d) *site security;*
- e) *maintenance of safe movements of vehicles to and from the site during the construction phase;*
- f) *on-site parking of vehicles associated with construction activities;*
- g) *wash down areas for trucks and vehicles associated with construction activities;*
- h) *cleaning and maintaining surrounding road surfaces.*

6. *The construction works associated with the development hereby permitted must only be carried out during the following hours:*

- *Monday to Friday (inclusive) – 7:00am to 6pm;*
- *Saturday – 9am to 1pm;*
- *Saturday – 1pm to 5pm (Only activities associated with the erection of buildings. This does not include excavation or the use of heavy machinery);*

unless otherwise approved in writing by the Responsible Authority.

7. *If, during construction, outdoor lighting is required, it must be designed, baffled and located to the satisfaction of the Responsible Authority to prevent any adverse effect on adjoining and surrounding land.*

8. *Delivery vehicles or vehicles otherwise associated with construction of the building permitted by this permit shall not park or wait in Latrobe Street or Kangaroo Road.*

NOTES:

1. *Building approval must be obtained prior to the commencement of the above approved works.*

Expiry of permit:

In accordance with section 68 of the Planning and Environment Act 1987, this permit will expire if one of the following circumstances applies:

- *The development is not started within two years of the date of this permit.*
- *The development is not completed within four years of the date of this permit.*

In accordance with section 69 of the Planning and Environment Act 1987, the responsible authority may extend the periods referred to if a request is made in writing before the permits expires, or within three months afterwards.

CARRIED

5.7 33 Station Street, Oakleigh – Buildings And Works (2 ATM'S) And Display Of Business Identification Signs Including Two Internally Illuminated Signs

Moved Cr McGill,

Seconded Cr Klisaris

A. That Council having considered Section 52 of the Planning and Environment Act 1987 and being satisfied that the grant of a permit would not cause material detriment to any person has not required that notice be given for Planning Application No. 37422.

*The Council having considered planning application No. 37422 and all the matters required under Section 60 of the Planning and Environment Act 1987 decides to **grant a planning permit** under the provisions of the Monash Planning Scheme in respect of the land known and described as 33 Station Street Oakleigh for buildings and works (1 ATM) and display of business identification signs including one internally illuminated sign generally in accordance with the plans submitted with the application dated 14 September 2009 No.37422 subject to the following conditions, including the specified standard conditions set out in the Council's "Town Planning Standard Conditions" adopted by the Council 16 September 2003 :*

1. Before the development starts, three copies of amended plans drawn to scale and dimensioned, must be submitted to and approved by the Responsible Authority. When approved the plans will be endorsed and will then form part of the permit.

The plans must be generally in accordance with the plans submitted on 14 September 2009, but modified to show:

- (a) Deletion of one ATM, with the remaining ATM to have the disposal bin in it's apron not on the stall board of the building.*
- (b) Deletion of the internally illuminated sign associated with the deleted ATM.*
- (c) Deletion of one security light.*
- (d) Details of the existing painted business identification sign on the verandah fascia (if it is to remain).*
- (e) Retention and repair of the existing metal window frame.*
- (f) Retiling of the shopfront sides and stall board in 100 x 100mm squared edged plain colour tiles (such as black, deep blue, yellow, etc) with finger tiles running in a horizontal band as part of the tile design, and the tiling run up to the original tile level remaining on the south end portion of the shop-front wall.*
- (g) Retention of the louvred section of windows above the shopfront or reinstatement of fixed glazed panels (these may be clear or cast pattern glass), paint to be removed.*
- (h) Retention of the existing pair of doors or their removal and inclusion of two glazed doors with timber framing (sides min 100mm wide, base*

approx 250- 300mm high, top rail approx 150mm deep to match style of detailing of 1930s shop doors).

- (i) Repair of the pressed metal soffit.*
- (j) A detailed materials and finishes schedule, including samples and paint chips (in triplicate)*

2. The development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.

3. The sign must not contain any flashing light.

4. All signs must be constructed and maintained to the satisfaction of the Responsible Authority.

5. This permit expires 15 years from the date of issue.

Expiry of permit:

In accordance with section 68 of the Planning and Environment Act 1987, this permit will expire if one of the following circumstances applies:

- The development is not started before 2 years from the date of issue.*
- The development is not completed before 4 years from the date of issue.*

In accordance with section 69 of the Planning and Environment Act 1987, the responsible authority may extend the periods referred to if a request is made in writing before the permit expires, or within three months afterwards.

Cr Banerji stated her opposition to the proposal.

Cr McGill stated that she supported the proposal on planning grounds and anticipated that the outcome would be that the site recovers some of the heritage elements that it had previously lost. Cr McGill acknowledged the concerns that Cr Banerji had regarding the proximity of the proposed ATM to a gaming venue.

Cr Perri said that she felt obligated to support the proposal on planning grounds and noted that the application was for two ATMs. She noted the complexity of the issue given the proximity of the proposed ATM to a gaming venue.

Cr Dimopoulos said that he did not support the outcome, but noted that the Council was obligated as the Responsible Authority, to consider the matter. He added that he had a moral objection to the proposal as the ATM would be located in the immediate vicinity of a gaming venue.

Cr Klisaris advised that the Council had made a number of improvements to Station Street over the years. The 2 buildings which are the subject of the application require repair and the application will assist to achieve this, although the outcome would not be ideal, given the proposed ATM. He also noted that under planning legislation, the Council would find it difficult to refuse the application.

Cr Banerji said that she understood the Council's position in relation to its obligations under planning legislation, but felt, on ethical grounds, that she could not support the proposal. Cr Banerji said that the Council could not dismiss the fact that the proposed ATM would be in close proximity to a gaming venue. She noted the Council's policy of harm minimisation in relation to gambling and said that the proposal did not accord with that policy.

Cr Lo expressed his opposition to the proposal, noting the number of electronic gaming machines in the municipality and the amount of money lost to gambling.

AMENDMENT

Moved Cr Perri,

Seconded Cr Banerji

B That Council advocates to the State Government the consideration of policies to place restrictions on the location of ATM's in the vicinity of gaming venues, to compliment new State Government regulations that will come into effect regarding the controlling of ATM's within gaming venues from next year.

Cr Perri stated that as the State Government was to introduce restrictions regarding the locations of ATM's in gaming venues, it was appropriate for Council to advocate consideration of policies for the location of ATM's near such venues.

CARRIED

SUBSTANTIVE MOTION

The motion, as amended, became the substantive motion and was put and

CARRIED

5.8 Town Planning Schedule

Moved Cr Klisaris,

Seconded Cr Male

That the report containing the Town Planning Schedules be noted.

CARRIED

5.9 Legislative Changes – Food Act 1984

Moved Cr Banerji,

Seconded Cr McGill

That Council notes the changes to the Food Act 1984.

Cr Dimopoulos requested further information from the Administration on the policy implications of the changes, for the Council.

CARRIED

5.10 Lease of Part of 7 French Street, Mount Waverley

Moved Cr Morrissey,

Seconded Cr Lo

1. *That Council:*

- a) *Commences the statutory procedures under section 190 of the Local Government Act 1989 (“the Act”) by advertising Council’s Notice of Intention to Lease part of the Council owned land known as 7 French Street, Mount Waverley shown on the plan in Attachment 1 to Disability Housing Limited acting as trustee for the Disability Housing Trust on the following terms and conditions:*

Rent: \$1.00 per annum

Term: 50 years

Permitted Use: accommodation for people with a disability

- b) *Appoints a Committee of Council, comprising Councillors Banerji, Lo, Morrissey, Dimopoulos and Male to consider submissions received under Section 223 of the Act at a date and time to be determined.*

2. *In the event of there being no submissions received, that Council authorises the Chief Executive Officer or his delegate, on behalf of Council to sign and seal all documentation required to effect the lease of the land.*

CARRIED

5.11 Brickmakers' Park, Oakleigh – Supply & Installation of Public Toilet Facilities

Moved Cr Perri,

Seconded Cr McGill

- 1 *That Council accepts the tender of W.C. Convenience Management Pty Ltd trading as W.C. Innovations to:
 - i) *Supply, install and maintain for one year, one single cubicle automated public toilet within Council's Brickmakers Park, Stamford Road, Oakleigh for the GST inclusive lump sum of \$222,936.*
 - ii) *Maintain the toilet facility for up to a further 5 years for the GST inclusive sum of \$72,036.**
- 2 *That the project expenditure of \$227,669 (GST exclusive) for the supply, installation and 1 years maintenance of the unit be noted.*
- 3 *That the contract agreement be signed and sealed.*

Cr Perri noted that the installation of the public toilet was welcomed by the Ward Councillors and noted that the unit would take 8 to 10 weeks to manufacture and a further 4 to 6 weeks to be delivered and installed.

CARRIED

6 CHIEF EXECUTIVE OFFICER'S REPORTS

6.1 Council Web Site Quarterly Report

Moved Cr Banerji,

Seconded Cr Male

That Council notes the Quarterly Website Report and in particular the following features:

1. *Visits to the site during the period have increased by 14% over the same period a year ago;*
2. *The number of pages accessed during the period has increased by 7% over the same period a year ago.*

CARRIED

7. COMMITTEE REPORTS

7.1 Monash Community Grants Allocations – 2010

NOTE: Crs Banerji and Male disclosed a conflict of interest in this item, as they are a member of the Committee of Management and a volunteer, respectively, for two organisations that have been recommended for funding under the 2010 Community Grants Allocations.

Both Councillors left the Council Chamber at 8.30 pm, and returned at 8.35 pm, after the conclusion of the vote on this item.

Moved Cr Lo,

Seconded Cr Dimopoulos

That Council:

1. *Adopts the recommended Monash Community Grants Program allocations for the 2010 calendar year as per Attachment A to this report totalling \$1,713,632 in cash and in kind support;*
2. *Allocates an additional \$10,109 of 'in kind' support to fund hall hire for community and arts groups in the 2009/2010 budget;*
3. *Allocates \$10,712 each to the Oakleigh Uniting Church and the Mount Waverley Chamber of Commerce and Industry Inc. for their Christmas Carols events in 2009 and 2010.*
4. *In recognition of the number of growing requests placed on this program and subsequent increasing salary costs for agencies funded by Council, considers a 3% increase to the 2009/10 program allocation of \$1,713,632 to the Monash Community Grants Program in the 2010/2011 year to increase the total program budget to \$1,765,000.*

Cr Lo said that he was pleased with the outcome of the process and was pleased to see new applicants receiving funding. He noted with some concern, the difficulties that community groups, as a whole, face.

Cr Dimopoulos commended the funding process and noted that not many Council's matched Monash's level of community funding. Cr Dimopoulos also highlighted the increase in funding for 'in kind' support and the 3 percent increase for the 2010/2011 funding.

CARRIED

7.2 Monash Gallery of Art – Appointment of New Committee Member

Moved Cr Banerji,

Seconded Cr Dimopoulos

That Council agree to the appointment of Dr Jon David Rosenthal to the Monash Gallery of Art Committee of Management.

CARRIED

8. NOTICES OF MOTION

8.1 Development of New Municipal Public Health and Wellbeing Plan 2009-2013 – Cr Klisaris

Moved Cr Klisaris,

Seconded Cr Drieberg

That Council notes the process for the development of the Municipal Public Health & Wellbeing Plan 2009 – 2013.

Cr Klisaris stated that this was a well-developed plan and highlighted the issue relating to domestic violence.

Cr Drieberg expressed her support for the plan and noted the opportunities the Council had to increase its involvement in the policy development area.

CARRIED

8.2 Report on June 2009 ALGA Conference – Crs Banerji, Dimopoulos, Drieberg, Klisaris and Perri

Moved Cr Drieberg,

Seconded Cr Banerji

That Council notes the report of the Councillors who attended the ALGA National General Assembly in Canberra, between 21 and 24 June 2009.

CARRIED

8.3 Councillors' Discretionary Fund - Mayor

Moved Cr Klisaris,

Seconded Cr Banerji

<p><i>That Council refuse the application for a financial donation towards attendance at a centenary camp.</i></p>
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CARRIED

9. URGENT BUSINESS

Nil.

10. COUNCILLORS' REPORTS

10.1 Cr Lo informed the Council of a proposed 'roundtable' meeting for international students. The roundtable, which would include representatives from Austrade and the MAV, would provide advice and information to the Council's Multicultural Advisory Committee on matters relating to international students in the municipality.

10.2 Cr Perri reported on the recent successful launch of the Women's Business Network by Minister Maxine Morand. Cr Perri thanked her colleague Councillors for supporting the development of the network.

10.3 Cr Male advised the Council that:

- a) he had represented the Mayor at the recent launch of the Glen Waverley Food Wine and Music Festival;
- b) he would be submitting a concept for the Men's Shed to the Council's Economic Development Forum.

11. PERSONAL EXPLANATIONS

Nil

12. MATTERS OF COUNCIL IMPORTANCE

Nil

13. CONFIDENTIAL BUSINESS

Moved Cr Baines,

Seconded Cr Klisaris

That as the Confidential Business items concern a contractual matter, the meeting be closed to the public for consideration of this item, in accordance with Section 89(2) of the Local Government Act 1989.

CARRIED

Accordingly, at 8.45 pm, the Council moved into Confidential Business.

RETURN TO OPEN COUNCIL

The Council moved back into Open Council at 9.11 pm.

The Mayor declared the meeting closed at 9.12 pm

MAYOR:

DATED THIS DAY OF 2009