



GLEN EIRA CITY COUNCIL

ORDINARY COUNCIL MEETING

TUESDAY 26 NOVEMBER 2019

MINUTES

**Meeting was held in the Council Chambers,
Corner Hawthorn & Glen Eira Roads, Caulfield
at 7.30pm**

Present

The Mayor, Councillor Margaret Esakoff
Councillor Tony Athanasopoulos
Councillor Anne-Marie Cade
Councillor Clare Davey
Councillor Mary Delahunty
Councillor Jamie Hyams
Councillor Jim Magee
Councillor Joel Silver

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1. ACKNOWLEDGEMENT

The Mayor read the acknowledgement.

Glen Eira City Council respectfully acknowledges that the Boon Wurrung people of the Kulin nation are the traditional owners of the land now known as Glen Eira. We pay our respects to their Elders past, present and emerging and acknowledge and uphold their continuing relationship to and responsibility for this land.

2. APOLOGIES

Moved: Cr Hyams

Seconded: Cr Silver

That the apology from Cr Sztrajt be received and noted.

CARRIED UNANIMOUSLY

3. REMINDER OF DECLARATION BY MEMBERS OF ANY DIRECT AND INDIRECT CONFLICT OF INTEREST OR PERSONAL INTEREST IN ANY ITEMS ON THE AGENDA

Councillors are also reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda, or which are considered at this meeting, in accordance with Sections 77 to 79 of the Local Government Act.

4. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING OR MEETINGS

Moved: Cr Silver

Seconded: Cr Cade

That the minutes of the Ordinary Council Meeting held on 6 November 2019 and the Special Council Meeting held on 13 November 2019 be confirmed.

CARRIED UNANIMOUSLY

5. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS**5.1 PETITION: PARKING ON INKERMAN ROAD BETWEEN KOOYONG AND HAWTHORN ROADS**

A petition containing 109 signatures was submitted to the Council Meeting.

The petition read as follows:

'This petition draws to the attention of the Council the pending decision concerning "The possible removal of parking on Inkerman Rd between Kooyong and Hawthorn Roads for the Pilot cycle corridor". Council should note that of the potential routes Council is considering, three of those routes will travel on the aforementioned section of Inkerman Rd, a section which, by Council's own survey, records the parking at 98% capacity during the hours surveyed.

We, the undersigned residents who reside in the above section of Inkerman Rd in Caulfield North request that Council, before making any decision on the preferred route, provide residents of Inkerman Rd with written advice or a proposal on where the cars that are currently parked in that part of Inkerman Rd can be parked in the event that parking is to be removed from at least one side of the street.

Council needs to be aware that on most nights there are NO spaces available in that section of Inkerman Rd. At present, the streets that run off Inkerman Rd on the south side of this section already have permit parking and parking restrictions due to the primary school and nearby activity centre. On the north side of this section of Inkerman Rd there is only ONE side street, and that is at nearly at 100% parking capacity in the evening.

We request that Council inform us prior to or at the time of making the route decision as to where we residents and our friends, families and other visitors and service providers will be able to park in the event that parking is to be reduced by the cycle corridor project and that the report by Council officers for the Council meeting on this matter on 17 December, 2019 specify the proposed solution(s) for this issue.

Moved: Cr Silver

Seconded: Cr Hyams

That Council:

1. receives and notes the petition; and
2. considers the petition in conjunction with the Safe Cycling Corridor Pilot.

CARRIED UNANIMOUSLY

6. REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS

Nil

7. REPORTS FROM COMMITTEES AND RECORDS OF ASSEMBLY

7.1 Advisory Committees

7.1.1 ADVISORY COMMITTEE MINUTES**Moved: Cr Magee****Seconded: Cr Silver**

That the minutes of the Advisory Committee meeting as shown below be received and noted and that the recommendations of this Committee be adopted.

1. 30 October 2019 – Community Engagement Advisory Committee
2. 12 November 2019 – Community Grants Advisory Committee

It is recorded that Cr Delahunty entered the Chamber at 7.35pm.

CARRIED UNANIMOUSLY

7.2 Records of Assembly

7.2.1 RECORDS OF ASSEMBLIES OF COUNCILLORS**Moved: Cr Hyams****Seconded: Cr Delahunty**

That the Records of the Assemblies as shown below be received and noted.

1. 29 October 2019

CARRIED UNANIMOUSLY

Public Participation

The Mayor advised that at this stage of the meeting, 15 minutes is allowed for public participation in accordance with clause 35 of the Council Meeting Procedure Local Law.

8. OFFICER REPORTS (AS LISTED)

8.1 PLANNING SCHEME AMENDMENT C184 - BENTLEIGH AND CARNEGIE STRUCTURE PLANS

Moved: Cr Hyams**Seconded: Cr Silver**

That Council:

1. notes the letter from the Minister for Planning dated 4 November 2019 on the Proposed Glen Eira Planning Scheme Amendment C184.
2. authorises the Chief Executive Officer to:
 - a) make such changes to the Planning Scheme Amendment as are necessary to obtain authorisation from the Minister for Planning; and
 - b) then submit the Amendment to the Minister for Planning for authorisation.

It is recorded that Cr Athanasopoulos entered the Chamber at 7.46pm.

CARRIED UNANIMOUSLY

8.2 111-113 GARDENVALE ROAD GARDENVALE

Moved: Cr Delahunty**Seconded: Cr Magee**

That Council issues a Notice of Decision to Grant a Planning Permit for Application No. GE/DP-32789/2019 at 111-113 Gardenvale Road, Gardenvale in accordance with the following conditions/grounds:

Amended plans

1. Before the development starts, amended plans to the satisfaction of the Responsible Authority must be submitted to, and approved by, the Responsible Authority. The plans must be drawn to scale with dimensions and must generally accord with the plans submitted with the application (identified as TP03-10.5, Rev G, prepared by Finnis Architects and dated 12 August 2019 and Landscape Plan, prepared by Faulkner and Chapman and dated 21 August 2019) but modified to show:
 - (a) The lightwells all increased in size to a minimum of 3.0m by 3.0m and these changes absorbed within the remainder of the approved building envelope, with consequential internal changes to the satisfaction of the Responsible Authority.
 - (b) A minimum 4.5m height clearance between the underside of the balconies of Unit's 103 and 104 and the finished surface level below.
 - (c) Balconies to Units 101, 102, 201, 202, 301 and 302 to be located wholly within the title boundary of the property and these changes absorbed within the remainder of the approved building envelope whilst maintaining the architectural treatment of the facade, with consequential internal modifications to the satisfaction of the Responsible Authority.
 - (d) The delineation of Tree Protection Fencing (TPF) for the street tree to be located along southern edge of the footpath, enclosing the nature strip area.
 - (e) The location of the letter boxes ensuing they are integrated into the development to the satisfaction of the Responsible Authority.
 - (f) Swept path diagrams conducted for car parking bays 3, 7 and 9 within the basement and the accessible car space at ground level to demonstrate ingress and egress compliance using B85 design vehicle in accordance with the requirements of AS2890.1:2004.
 - (g) The door to the study of Unit 302 deleted to ensure it cannot be used as a bedroom.
 - (h) The study windows to Unit 301 and Unit 302 to be screened (maximum 25% transparent) to a height of 1.7m above the finished floor level to the satisfaction of the Responsible Authority.
 - (i) Service Cupboards amended to be a maximum 7.41m or 50% of the site frontage in width and no higher than 1.5m in height above the footpath level, to allow for a full height window facing to the street, or designed in a way that reduces its impact on the streetscape to the satisfaction of the Responsible Authority.

- (j) The overall building height and each wall height, measured from NGL to be dimensioned on the elevations.
- (k) Details of the acoustic attenuation measures to all habitable room windows to reduce noise levels in accordance with Standard D16 of Clause 58.04-3 of the Glen Eira Planning Scheme.
- (l) The ground floor street frontage glazing designed to be visual permeable to facilitate passive surveillance, to the satisfaction of the Responsible Authority.
- (m) External lighting of the areas set aside for car parking, access lanes and driveways to allow for safe surveillance in accordance with Standard D9 of Clause 58.03-4. The lighting must be designed baffled and located to the satisfaction of the Responsible Authority to prevent any adverse effect on adjoining land.
- (n) A schedule of construction materials, external finishes and colours (incorporating samples, construction materials and glazing treatments).
- (o) A landscape plan in accordance with Condition 3 of this Permit.

General requirements

- 2. The layout of the site and size, design and location of buildings and works as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority. Note: This does not obviate the need for a permit where one is required.

Landscape plan

- 3. Before the development starts, a detailed landscape plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved the plan will be endorsed and will then form part of the permit. The landscape plan must be prepared by a person suitably qualified or experienced in landscape design and must be drawn to scale with dimensions. All species selected must be to the satisfaction of the Responsible Authority. The landscape plan must show:
 - (a) A planting schedule of all proposed vegetation including botanical names, common names, pot sizes, sizes at maturity, quantities of each plant, and details of surface finishes of pathways and driveways;
 - (b) Landscaping and planting within all outdoor areas; and
 - (c) Details of how the landscaping will be maintained including automated irrigation treatments.
- 4. Before the building is occupied, or by such later date as approved in writing by the Responsible Authority, the landscaping works shown on the endorsed Landscaping Plan must be carried out and completed to the satisfaction of the Responsible Authority.

Management plan

5. Prior to the commencement of any site works including demolition and excavation, the owner must submit a Construction Management Plan to the Responsible Authority for approval. No works including demolition and excavation are permitted to occur until the Plan has been approved in writing by the Responsible Authority. Once approved, the Construction Management Plan will be endorsed to form part of this permit and must be implemented to the satisfaction of the Responsible Authority. The Plan must be to the satisfaction of the Responsible Authority and must provide details of the following:
- (a) Delivery and unloading points and expected frequency;
 - (b) Truck haulage routes, circulation spaces and queuing lanes;
 - (c) Details how traffic and safe pedestrian access will be managed. These must be in the form of a Traffic Management Plan designed by a suitably qualified traffic practitioner;
 - (d) A liaison officer for contact by owners / residents and the Responsible Authority in the event of relevant queries or problems experienced;
 - (e) An outline of requests to occupy public footpaths or roads, or anticipated disruptions to local services;
 - (f) Any requirements outlined within this permit as required by the relevant referral authorities;
 - (g) Hours for construction activity must only occur within the following hours:
 - (i). 7am to 6pm – Monday to Friday
 - (ii). 7am to 1pm – Saturdays
 - (iii). No construction on Sundays or public holidays.
 - (h) Measures to control noise, dust, water and sediment laden runoff;
 - (i) Measures to ensure that sub-contractors/tradespersons operating on the site are aware of the contents of the Construction Management Plan;
 - (j) Any construction lighting to be baffled to minimise intrusion on adjoining lots.

Once approved the CMP will be endorsed to form part of this permit and must be complied with to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.

6. Prior to the occupation of the approved development, the owner/permit holder must have approved in writing by the Responsible Authority the Waste Management Plan (WMP) prepared by Sustainable Development Consultants for the site with respect to the collection and disposal of waste and recyclables associated with the proposed uses on the site to the satisfaction of the Responsible Authority. The WMP must provide for the following:

- (a) The collection of waste associated with the uses on the land, including the provision of bulk waste collection bins or approved alternative, recycling bins, the storage of other refuse and solid wastes in bins or receptacles within suitable screened and accessible areas to the satisfaction of the Responsible Authority.
Commercial waste bins being placed or allowed to remain not in view of the public, and receptacles not emitting any adverse odours.
- (b) Designation of methods of collection including the need to provide for private services incorporating recycling services and must comply with the relevant EPA noise guideline relating to the time of collection.
- (c) Appropriate areas of bin storage on site and areas of waste bin storage on collection days.
- (d) Details for best practice waste management once operating.

Once approved the WMP will be endorsed to form part of this permit and must be complied with to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.

- 7. Prior to the occupation of the approved development, the owner/permit holder must prepare and have approved in writing by the Responsible Authority, a car lift management plan including but not limited to the following:
 - (a) Ongoing maintenance of the car lift system;
 - (b) Instructions to owners/occupiers about the operation of the car lift system; and
 - (c) Operational details for a warnings system to management ingress/egress of the basement.

Once approved this document must be complied with to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.

Car parking and access

- 8. Areas set aside for the parking of vehicles and access lanes as shown on the endorsed plan(s) must be:
 - (a) constructed;
 - (b) properly formed to such levels that they can be used in accordance with the plans;
 - (c) surfaced with an all weather sealcoat;
 - (d) drained;
 - (e) line-marked to indicate each car space and all access lanes;
 - (f) clearly marked to show the direction of traffic along the access lanes and driveways;

to the satisfaction of the Responsible Authority.

Car spaces, access lanes and driveways shown on the endorsed plans must not be used for any other purpose.

9. The car parking allocation for the approved development must be:
 - (a) Not less than one (1) car space per one or two bedroom apartment;
 - (b) Not less than two (2) car spaces per three (3) or more bedroom apartment;
 - (c) Not less than two (2) car spaces allocated to the office use, marked accordingly.
10. All security alarms or similar devices installed on the land must be of a silent type.
11. No plant, equipment, services or architectural features other than those shown on the endorsed plans are permitted above the roof level of the building/s without the prior written consent of the Responsible Authority.
12. Before the buildings are occupied, the walls on the boundary of adjoining properties must be cleaned and finished in a manner to the satisfaction of the Responsible Authority. Painted or bagged walls must be finished to a uniform standard and unpainted or unrendered walls must have all excess mortar removed.
13. Before the development is occupied, the provision and design of bicycle parking facilities must comply with Clause 52.34 of the Glen Eira Planning Scheme and AS2890.3-1993 (including the type, location, layout, access paths, signage) or otherwise to the satisfaction of the Responsible Authority.

Melbourne Water conditions

14. Finished floor levels of the building with the exclusion of the transition area must be constructed no lower than 8.31 metres to Australian Height Datum (AHD).
15. Finished floor levels of the carlift must be constructed no lower than 8.31 metres to AHD.
16. Any opening to the basement including vents windows etc must be constructed no lower than 8.31 metres to AHD.
17. Finished floor levels of the garage must be constructed no lower than 8.01 metres to AHD.
18. The services located at the front of the building must be located above the flood level of 8.01 metres to AHD or to the satisfaction of the relevant service authority.
19. Imported fill must be kept to a minimum on the property and must only be used for the sub floor areas of the building and driveway ramps.

20. Any new or modified stormwater connection to Melbourne Water's drainage system must obtain separate approval from Melbourne Water's Asset Services Team.
21. Prior to the issue of an Occupancy Permit, a certified survey plan, showing finished floor levels (as constructed) reduced to the Australian Height Datum, must be submitted to Melbourne Water to demonstrate that the floor levels have been constructed in accordance with Melbourne Water's requirements.

Permit expiry

22. This Permit will expire if:
 - (a) The development does not start within two (2) years from the date of this Permit;
 - or
 - (b) The development is not completed within four (4) years of the date of this Permit.

The Responsible Authority may extend the time referred to if a request is made in writing before this Permit expires or within six (6) months after the expiry date if the use/development has not commenced.

If the development has commenced, the Responsible Authority may extend the time referred to if a request is made in writing within twelve (12) months of the expiry date.

Permit conditions end

Notes:

- A. The amendments specified in Condition 1 of this Permit and any additional modifications which are "necessary or consequential" are those that will be assessed by Council when plans are lodged to satisfy that condition. Any "necessary or consequential" amendments, in addition to those required by this condition, should be specifically brought to the attention of Council for assessment.

If other modifications are proposed, they must be identified and be of a nature that an application for amendment of permit may be lodged under Section 72 of the Planning and Environment Act 1987. An amendment application is subject to the procedures set out in Section 73 of the Planning and Environment Act 1987.

- B. This Planning Permit represents the Planning approval for the use and/or development of the land. This Planning Permit does not represent the approval of other departments of Glen Eira City Council or other statutory authorities. Such approvals may be required and may be assessed on different criteria from that adopted for the approval of this Planning Permit.

- C. Any failure to comply with the conditions of this permit may result in action being taken to have an Enforcement Order made against some or all persons having an interest in the land and may result in legal action or the cancellation of this permit by the Victorian Civil and Administrative Tribunal.
- D. Nothing in the grant of this permit should be construed as granting any permission other than planning permission for the purpose described. It is the duty of the permit holder to acquaint themselves, and comply, with all other relevant legal obligations (including any obligation in relation to restrictive covenants and easements affecting the site) and to obtain other required permits, consents or approvals.
- E. Residents of the dwellings allowed under this permit will not be issued Residential Parking Permits (including visitor parking permits).

Assets

- F. Prior to the commencement of any demolition and/or building works, an Asset Protection Permit must be obtained from Council's Engineering Services Department.
- G. No net increase in the peak stormwater runoff to Council's drainage network. Post development peak storm water discharge to Council's drainage network must be maintained to the predevelopment level for 10 year ARI.
- H. All stormwater runoff must be connected to Council's drainage network. No uncontrolled stormwater is to be discharged to adjoining properties and/or footpaths.
- I. Drainage associated with basement construction (seepage and agricultural waters are to be filtered to rain water clarity) must be discharged to the nearest Council drain /pit and not be discharged to the kerb and channel.
- J. Any firefighting equipment for the building shall be accommodated within title boundary.
- K. All relevant Engineering Permits must be obtained prior any works within the Road Reserve and or stormwater connection to Council drainage network.

Melbourne Water notes

- L. The applicable flood level is 8.01 metres to Australian Height Datum (AHD).

CARRIED

8.3 VCAT WATCH

Moved: Cr Silver**Seconded: Cr Cade**

That Council notes the applications currently before the Victorian Civil and Administrative Tribunal (VCAT).

CARRIED UNANIMOUSLY

8.4 COMMERCIAL VENDORS TRADING WITHIN COUNCIL'S PARKS AND RESERVES

Moved: Cr Delahunty**Seconded: Cr Silver**

That Council resolves that commercial vendors are not permitted to operate in Council parks and reserves, including Council managed Crown Land.

CARRIED

8.5 DRAFT CLASSIFIED TREE REGISTER POLICY AND DRAFT LOCAL LAW

Moved: Cr Cade**Seconded: Cr Silver**

That Council notes the report and endorses that officers will prepare reports for discussion with Councillors by February 2020 prior to consideration at an Ordinary Council Meeting by May 2020.

CARRIED UNANIMOUSLY

8.6 HERITAGE DIGITISATION STRATEGY

Moved: Cr Silver**Seconded: Cr Hyams**That Council endorses the *Heritage Digitisation Strategy 2019-23*.**CARRIED UNANIMOUSLY**

8.7 GLEN EIRA STREET LIBRARIES

Moved: Cr Silver**Seconded: Cr Cade**

That Council notes this report.

*It is recorded that Cr Silver vacated the Chamber at 8:41pm and re-entered at 8.43pm.***CARRIED UNANIMOUSLY**

8.8 COUNCILLOR CHILD SAFE POLICY AND CHILD SAFE CODE OF CONDUCT

Moved: Cr Delahunty**Seconded: Cr Athanasopoulos**

That Council agrees to:

1. adopt the Councillor Child Safe Policy; and
2. amend the Councillor Code of Conduct (Code) by including the following clause when the Code is next reviewed.

Interacting with Children and Young People

As Councillors we are committed to a child safe organisation and have a zero tolerance towards child abuse. As Councillors we adhere to all relevant legislation designed to protect the safety and wellbeing of children and young people.

We encourage and support the participation and empowerment of all children and young people and consider the rights, safety and wellbeing of children and young people in our decisions. Councillor interactions with children and young people including the reporting of child abuse and safety concerns will occur in line with the Councillor Child Safe Policy.

CARRIED UNANIMOUSLY

8.9 LORD RESERVE AND KOORNANG PARK MASTERPLAN (INCLUDING CARNEGIE SWIM CENTRE) COMMUNITY REFERENCE GROUP

Moved: Cr Athanasopoulos**Seconded: Cr Davey**

That Council endorses the following members of the Lord Reserve and Koornang Park Masterplan (including the Carnegie Swim Centre) Community Reference Group:

- Kay Gregory
- Pete Canny
- Mai Luu
- Patrick O'Shannessy
- Chelsea Arnold
- Adrian Nelson
- Pia Lower
- Alex Goldsworthy
- Sanchita Shanbhag
- Dermot Daley
- Carolyn Howden
- Olaf Grewe

CARRIED UNANIMOUSLY

8.10 SUBMISSION TO INFRASTRUCTURE VICTORIA ON RECYCLING AND RESOURCE RECOVERY INFRASTRUCTURE EVIDENCE BASE REPORT OCTOBER 2019

Moved: Cr Hyams**Seconded: Cr Athanasopoulos**

That Council:

1. notes the *Recycling and resource recovery infrastructure evidence base report October 2019*; and
2. endorses the submission to Infrastructure Victoria as detailed in Attachment 1.

CARRIED UNANIMOUSLY

8.11 AUDIT & RISK COMMITTEE MEMBERSHIP - APPOINTMENT OF INDEPENDENT MEMBER

Moved: Cr Delahunty**Seconded: Cr Magee**

That Council:

1. adopts the Audit and Risk Committee's recommendation to appoint Menchi Schneier as an independent member of the Glen Eira City Council Audit and Risk Committee for a term of three years, effective 1 January 2020.
2. pays the independent chairperson (Lisa Woolmer) for services during the recruitment process which included: reviewing applications received, conducting interviews with the shortlisted candidates and referee checking for the preferred candidate. The amount to be paid is \$2,082.50 excluding GST, being the equivalent of one Audit and Risk Committee meeting's remuneration.

CARRIED UNANIMOUSLY

8.12 COUNCIL MEETING CYCLE 2020

Moved: Cr Cade**Seconded: Cr Silver**

That Council adopts the 2020 Ordinary Meeting and Special Meeting dates for Glen Eira City Council as shown below:

- Tuesday 4 February 2020
- Tuesday 25 February 2020
- Tuesday 17 March 2020
- Tuesday 7 April 2020
- Tuesday 28 April 2020
- Tuesday 19 May 2020
- Tuesday 9 June 2020
- Tuesday 30 June 2020
- Tuesday 21 July 2020
- Tuesday 11 August 2020
- Tuesday 1 September 2020
- Tuesday 22 September 2020
- Tuesday 13 October 2020
- Wednesday 4 November 2020 – Special Council Meeting
- Wednesday 18 November 2020
- Tuesday 8 December 2020

CARRIED UNANIMOUSLY

8.13 REVIEW OF ADVISORY COMMITTEES TERMS OF REFERENCE

Moved: Cr Hyams**Seconded: Cr Athanasopoulos**

That Council endorses the Terms of Reference for the following Council Advisory Committees:

- Arts and Culture Advisory Committee
- Audit and Risk Advisory Committee
- CEO Employment Matters Advisory Committee
- Citizen of the Year Advisory Committee
- Community Engagement Advisory Committee
- Community Grants Advisory Committee
- Elsternwick Cultural Precinct Advisory Committee
- Local Laws Advisory Committee
- Recreation and Leisure Advisory Committee
- Strategic Transport Advisory Committee
- Sustainability Advisory Committee

CARRIED UNANIMOUSLY

8.14 FINANCIAL MANAGEMENT REPORT FOR THE PERIOD ENDING 31 OCTOBER 2019

Moved: Cr Athanasopoulos**Seconded: Cr Delahunty**

That Council notes the Financial Management Report for the period ending 31 October 2019.

CARRIED UNANIMOUSLY

8.15 QUARTERLY SERVICE PERFORMANCE REPORT

Moved: Cr Hyams**Seconded: Cr Silver**

That Council notes the quarterly Service Performance Report for the period ending September 2019.

It is recorded that Cr Athanasopoulos vacated the Chamber at 9:13pm.

CARRIED UNANIMOUSLY

9. URGENT BUSINESS - NIL**10. ORDINARY BUSINESS****10.1 Requests for reports from a member of Council staff - NIL****10.2 Right of reply - NIL****10.3 Councillor questions - NIL****10.4 Written public questions to Council - NIL**

11. CONFIDENTIAL ITEMS**Moved: Cr Silver****Seconded: Cr Delahunty**

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.

11.1 Residential Aged Care

Local Government Act 1989 - Section 89(2)(d)

CARRIED UNANIMOUSLY

11.1 RESIDENTIAL AGED CARE

Moved: Cr Silver**Seconded: Cr Hyams**

That Council:

1. approves that the tender is discontinued; and
2. incorporates this resolution in the public minutes of this meeting.

It is recorded that Cr Athanasopoulos entered the Chamber at 9:18pm.

Procedural Motion**Moved: Cr Hyams****Seconded: Cr Athanasopoulos**

That Council suspends Standing Orders at 9.33pm to allow for further discussion on this matter.

CARRIED UNANIMOUSLY

It is recorded that Cr Esakoff vacated the Chamber at 9.33pm and re-entered at 9.36pm.

Procedural Motion**Moved: Cr Silver****Seconded: Cr Hyams**

That Council resumes Standing Orders at 9.41pm.

CARRIED UNANIMOUSLY

The Motion Moved by Cr Silver and Seconded by Cr Hyams was
CARRIED UNANIMOUSLY

12. CLOSURE OF MEETING

The meeting closed at 9.42pm

Confirmed this 17 day of December 2019.

Chairperson.....