

COUNCIL MEETING

**Minutes of the Corporation of the City of Unley
Council Meeting
Held on Monday 27 August 2012 at 7.03pm
in the Civic Centre
181 Unley Road Unley**

PRESENT

His Worship the Mayor, Mr L Clyne (Presiding Member)

Councillors	J Koumi	M Hudson
	R Sangster	M Saies
	J Boisvert	D Palmer
	A Lapidge	P Hughes
	D Tipper	B Schnell
	R Salaman	M Hewitson

OFFICERS PRESENT

Chief Executive Officer, Mr P Tsokas
General Manager Economic Development & Planning, Mr D Litchfield
General Manager People & Governance, Mr S Faulkner
General Manager Community, Ms M Berghuis
General Manager Assets & Infrastructure, Mr J Devine
Manager Governance & Strategic Projects, Ms V MacKirdy
Organisational Development Manager, Mr S Buley
Project Manager, Mr A Johns
Manager Assets & Infrastructure, Mr M Clarke
Operations Manager, Mr T Stein
Manager Planning & Development, Mr P Weymouth
Development Compliance Officer, Mr G Thomas
Cultural Development Coordinator, Mr M Ives
A/Executive Assistant to CEO & Mayor, Ms C Gowland

ACKNOWLEDGEMENT

The Presiding Member opened the meeting with the Aboriginal Acknowledgement.

PRAYER AND SERVICE ACKNOWLEDGEMENT

Members stood in silence in memory of those who had made the Supreme Sacrifice in the service of their country, at sea, on land and in the air.

WELCOME

The Presiding Member welcomed Members of Council, Senior Staff and the media to the August 2012 meeting of the Unley City Council.

CONFLICT OF INTEREST

Nil

APOLOGIES:

Nil

ITEM 496

CONFIRMATION OF MINUTES

MOVED Councillor Schnell
SECONDED Councillor Palmer

That the minutes of the Council Meeting held on Monday 23 July 2012, as printed and circulated, be taken as read and signed as a correct record.

CARRIED UNANIMOUSLY

The Presiding Member advised the Council he thought it would be beneficial to bring forward Item 504 for discussion at the conclusion of the Deputation, and to move Items 498 and 500 to the end of the meeting.
The Council agreed.

DEPUTATION

Ms Vicky Poupoulas (current President of Saint Spyridon Community) and Mr Vasili Papageorgiou (current Vice president of Saint Spyridon Community) made a deputation to the Council regarding Item 504, St Spyridon Greek Orthodox Community – Memorandum of Understanding.

ITEM 504

ST SPYRIDON GREEK ORTHODOX COMMUNITY – MEMORANDUM OF UNDERSTANDING

MOVED Councillor Hughes
SECONDED Councillor Salaman

That:

1. The report be received.
2. The Draft Memorandum of Understanding (Attachment 1 to Item 504/12) between the City of Unley and St Spyridon Greek Orthodox Community Inc be endorsed for a three-year period from 1 July 2012 to 30 June 2015.
3. Funding of \$5 000 per annum be allocated as an annual grant in the financial years 2012-13, 2013-14 and 2014-15.

CARRIED UNANIMOUSLY

ITEM 497

CITY OF UNLEY ROAD SAFETY COMMITTEE

MOVED Councillor Tipper
SECONDED Councillor Salaman

That:

1. The minutes of the City of Unley Road Safety Committee meeting held on Wednesday 8 August 2012, be received.
2. The recommendations listed under Items 76 and 77, be adopted.
3. The following item be reserved:

Item 75 - Streets for People – Ash Avenue and Rugby Street Concepts
Reserved by Councillor Boisvert.

CARRIED UNANIMOUSLY

RESERVED ITEM 75

STREETS FOR PEOPLE – ASH AVENUE AND RUGBY STREET CONCEPTS

MOVED Councillor Tipper

SECONDED Councillor Hewitson

That:

1. The report be received.
2. Traffic data for Ash Avenue and Rugby Street be collected and the Open Space and Recreation Unit (City of Unley) be consulted on the proposed concepts as shown in Attachments 1 and 2.
3. A report with further information as mentioned above, be presented to the Committee in October 2012.

LOST

MOVED Councillor Boisvert

SECONDED Councillor Palmer

That:

1. The Report be received.
2. When the Administration has read and absorbed details in the guiding compendium for Streets for People, released by the State Government last week, they be required to prioritise streets in the Council area for development as "shared streets".
3. Until such time as the Council's streets have been prioritised, and that prioritising endorsed by Council, no further Administration time or expense be allocated to developing "shared streets" concepts.
4. The Recreation Planning team be asked to investigate the safety implications of the Morrie Harrell Playground not having a secure perimeter fence on the Ash Avenue side.

CARRIED

ITEM 498

CITY STRATEGY AND POLICY MINUTES

See Page 19 of these Minutes.

ITEM 499

MINUTES OF UNLEY BUSINESS AND ECONOMIC DEVELOPMENT COMMITTEE MEETING

MOVED Councillor Koumi
SECONDED Councillor Salaman

That:

1. The minutes of the Unley Business and Economic Development Committee meeting held on Wednesday 1 August 2012, be received.
2. The recommendations listed under Item 54, be adopted.

CARRIED UNANIMOUSLY

ITEM 500

MINUTES OF CEO PERFORMANCE REVIEW COMMITTEE MEETING

See page .. of these Minutes.

ITEM 501

MAYOR'S REPORT

MOVED Councillor Schnell
SECONDED Councillor Hughes

That:

1. The report be received.

CARRIED UNANIMOUSLY

ITEM 502
REPORTS OF MEMBERS

a) Items of particular interest, concern or urgency.

Councillor Tipper – City of Unley Road Safety Committee – thank members of administration for continued support of 50km in Goodwood Road Precinct.

Councillor Boisvert – Walk along railway line Goodwood South – better understanding of what is involved. Consultation regarding Brownhill Keswick Creek when it crosses the railway line.

Councillor Sangster – Pleased with the work being undertaken by the depot staff re King William Road paving. Sand coming up in other places, needs repairs.

Councillor Salaman – concerning re correspondence from LGA re Zebra crossings.

Councillor Koumi – Presentation by CESAG with regard to bringing children back into landscaping element. One page document will be distributed to Members.

Document on staff needs to be updated. Emails should not be classed as confidential. Ownership of ideas within Council.

Councillor Lapidge – congratulations to all involved in SALA. Excellent event.

Councillor Schnell – Insert with rates notice excellent this year. Acknowledged the effort by Councillor Hewitson in riding to Victor Harbor.

Councillor Palmer – Query from ratepayer about payment of rates in advance – possibility of giving discount. Attended Forestville Eagles basketball game – great hosts – highly successful club. Attended Broughton Arts open day – saw where grant money has been spent. Well done to Katrina and Depot staff – system in place to communicate work being done. Friday 12 October – Memorial Service for Bali Bombings 9.30am St Augustines.

Councillor Hudson – Poor state of footpaths in Parkside. Bouquet to those involved in SALA event. Brass band competition in Town Hall, Unley Concert Band won a classification. Upstairs area of Town Hall – can it be used? Unley Oval Advisory Group meeting on Wednesday.

Councillor Hewitson – congratulations on SALA event and the Band festival.

Forestville Eagles Club – President eager to be involved in Unley Master Plan.

Councillor Sangster – Statistics on crime should be published in Unley Life.

Councillor Hughes – break in at Sturt Bowling Club.

b) Centennial Park Cemetery Authority

Councillor Lapidge advised that the first meeting with the new Chairperson had taken place. Trading results exceeded expectations.

Rose pruning took place with TAFE students assisting – reduce pruning costs.

Annual review of composition of committees.

c) Development Matters

Councillor Hudson – conditions on development in historical zones.

ITEM 503
IN THE COMPANY OF HEROES

MOVED Councillor Schnell
SECONDED Councillor Lapidge

That:

1. The report be received.
2. Council sponsor the Davey portrait and provide a budget allocation of \$2 500 from the 2012-13 Budget.

CARRIED UNANIMOUSLY

Councillor Hudson left the meeting at 8.33pm returning at 8.34pm during debate on the above Item.

ITEM 504
ST SPYRIDON GREEK ORTHODOX COMMUNITY – MEMORANDUM OF UNDERSTANDING

See page 3 of these Minutes.

ITEM 505
GREENWAYS PROJECT – SHARED USE PATHS

MOVED Councillor Hewitson
SECONDED Councillor Boisvert

That:

1. The report be received.
2. The shared use path concept plans as shown in the Attachments 1 and 2 to item 505/12, be endorsed, together with the associated maintenance costs.

CARRIED

ITEM 506

**NOMINATION FOR MEMBERSHIP OF THE NATURAL RESOURCES
MANAGEMENT COUNCIL 2012-13**

MOVED Councillor Lapidge
SECONDED Councillor Palmer

That:

1. The report be received.
2. No Nomination be made.

CARRIED UNANIMOUSLY

ITEM 507

COUNCIL REPRESENTATIVES TO THE LGA AND LGFA GENERAL MEETINGS

MOVED Councillor Boisvert
SECONDED Councillor Palmer

That:

1. The report be received.
2. His Worship the Mayor, Lachlan Clyne be nominated as the Council Representative to the LGFA General Meeting.

CARRIED UNANIMOUSLY

ITEM 508

NOMINATION ON THE LGA WORKERS COMPENSATION SCHEME BOARD

MOVED Councillor Saies
SECONDED Councillor Sangster

That:

1. The report be received.

CARRIED UNANIMOUSLY

ITEM 509

NOMINATION ON THE LGA MUTUAL LIABILITY SCHEME BOARD

MOVED Councillor Schnell
SECONDED Councillor Lapidge

That:

1. The report be received.

CARRIED UNANIMOUSLY

ITEM 510

NOMINATION ON SUPPORTED RESIDENTIAL FACILITIES ADVISORY COMMITTEE

MOVED Councillor Hewitson
SECONDED Councillor Hughes

That:

1. The report be received.
2. A nomination from Councillor Boisvert for a position on the Supported Residential Facilities Advisory Committee.
3. Administration submit Councillor Boisvert's nomination on the Supported Residential Facilities Advisory Committee to the Local Government Association's (LGA) Senior Executive Committee by 5pm Wednesday 10 October 2012.

CARRIED UNANIMOUSLY

ITEM 511

DEVELOPMENT ACT DELEGATION REVIEW 2012

MOVED Councillor Koumi
SECONDED Councillor Hudson

This Item be adjourned until the September 2012 meeting of Council to enable Members more time to read the attachments.

CARRIED

ITEM 512
DELEGATION REVIEW 2012

MOVED Councillor Lapidge
SECONDED Councillor Hudson

That:

1. The report be received.

2. Revocations

Having conducted its annual review of the City of Unley's Delegations Register, in accordance with Section 44 (6) of the Local Government Act 1999, the Council hereby revokes its current delegations to the Chief Executive Officer under;

- (1) The Local Government Act 1999.

3. Endorsements

Having conducted its annual review of the City of Unley's Delegations, in exercise of the powers contained in Section 44 of the Local Government Act 1999, the Council hereby delegates to the Chief Executive Officer (and any person acting in that capacity) the powers and functions under the following Acts as specified below subject to any conditions and/or limitations specified within the "Schedule of Conditions" in each proposed instrument of delegation and that such powers, functions or duties may be further sub-delegated by the Chief Executive Officer to an officer or officers of the Council as the Chief Executive Officer sees fit:

- (1) The Local Government Act 1999

CARRIED UNANIMOUSLY

ITEM 513
SANTOS TOUR DOWN UNDER – UNLEY GOURMET GALA 2013 – REFERENCE GROUP

MOVED Councillor Koumi
SECONDED Councillor Tipper

That:

1. The report be received.
2. Councillor Boisvert and Councillor Lapidge be appointed as the two Elected Member representatives on the Unley Gourmet Gala Reference Group.

CARRIED UNANIMOUSLY

ITEM 514

BROWNHILL KESWICK CREEK STORMWATER PROJECT – ENDORSEMENT OF STORMWATER MANAGEMENT PLAN

MOVED Councillor Koumi
SECONDED Councillor Hughes

That:

1. The report be received.
2. Council endorses the Brown Hill Keswick Creek Stormwater Project 'Draft Stormwater Management Plan 2012' for joint submission to the Stormwater Management Authority (SMA) from the Cities of Adelaide, Burnside, Mitcham, Unley and West Torrens.
3. The five (5) Councils undertake further discussions with the State and Commonwealth Government to determine future funding models which recognises life cycle costs, renewal and depreciation of assets created within the Stormwater Management Plan.
4. Council insists that State Government Agencies continue to be responsible for the funding of existing and/or upgrade of assets under their control, inside of the catchment.
5. The administration prepare a briefing exploring
 - a. Opportunities through our DP and/or DPA for diminishing discharge of stormwater to the street watertable
 - b. Other methods not currently in use by which the City of Unley can diminish local flooding and improve the water quality of stormwater runoff.

Councillor Schnell, MOVED as an AMENDMENT, SECONDED Councillor Lapidge

That:

1. The report be received.
2. Council endorses the Brown Hill Keswick Creek Stormwater Project 'Draft Stormwater Management Plan 2012' for joint submission to the Stormwater Management Authority (SMA) from the Cities of Adelaide, Burnside, Mitcham, Unley and West Torrens.
3. The five (5) Councils undertake further discussions with the State and Commonwealth Government to determine future funding models which recognises life cycle costs, renewal and depreciation of assets created within the Stormwater Management Plan.
4. Council insists that State Government Agencies continue to be responsible for the funding of existing and/or upgrade of assets under their control, inside of the catchment.

5. The City of Unley reinforces the view that the draft Stormwater Management Plan explores
 - a. Opportunities through DPs and/or DPAs for diminishing discharge of stormwater to the street watertable
 - b. Other methods not currently detailed in the Plan which can diminish local flooding and improve the water quality of stormwater runoff eg stormwater harvesting and reuse.

The AMENDMENT on being put was **CARRIED**

The AMENDMENT then became part of the **MOTION** which was put and **CARRIED**

Councillor Tipper left the meeting at 8.54pm returning at 8.55pm during debate on the above Item.

Councillor Palmer left the meeting at 8.55pm returning at 8.56pm during debate on the above Item.

Councillor Salaman left the meeting at 8.57pm returning at 9.00pm during debate on the above Item.

ITEM 515
END OF MONTH FINANCIAL REPORT

MOVED Councillor Schnell
SECONDED Councillor Sangster

That:

1. The report be received.

CARRIED

Councillor Saies left the meeting at 9.12pm returning at 9.13pm during debate on the above Item.

ITEM 516
COUNCIL ACTION RECORDS

MOVED Councillor Lapidge
SECONDED Councillor Tipper

That:

1. The report be received.

CARRIED UNANIMOUSLY

ITEM 517
CHIEF EXECUTIVE OFFICER'S MONTHLY REPORT

MOVED Councillor Palmer
SECONDED Councillor Sangster

That:

1. The report be received.

CARRIED UNANIMOUSLY

ITEM 518
ANSWERS TO QUESTIONS ON NOTICE FROM COUNCILLOR HUDSON RE 41
OXFORD TERRACE

At the July meeting of Council, Cr. Hudson asked a number of questions regarding 41 Oxford Terrace, Unley. Answers to three of the questions were unable to be provided at the meeting and these responses are now detailed as follows:

8. Is it true that one of the major conditions of Sturt's return to Unley, was an undertaking that there would be no outlets for alcohol within the Oval area?

Answer

The Administration is retrieving this information from archived records and will provide an update on this at the September Council meeting.

9. What is the current situation with the sale and purchase of alcoholic beverages within the fenced area of the Oval during home games?

Answer

The Club has a liquor licence which outlines the legal requirements on the sale and consumption of alcohol at home games. This is also outlined in the match day licence with Council, which stipulates the liquor licensed areas to be:

- under the Jack Oatey stand;
- in front the Mackay Stand to behind the northern goals; and
- the south-eastern corner.

13. How much money was spent on preparing proposals to utilise the land?

Answer

In 2005 a budget was allocated to 41 Oxford Terrace of \$70,000 to develop a car park. This project was not undertaken. This is the only proposal that has been developed for the land, with the site assessment and designs costing Council \$7,106 in 2005. In the past two years, Council has spent \$2,760 (excluding GST) on valuation fees and advice. Other searches were done between 2003 and 2007 and it is suggested that similar amounts were spent during this time.

The only other costs associated with 41 Oxford Terrace have been in administration time to prepare reports to Council.

ITEM 519

QUESTIONS ON NOTICE FROM COUNCILLOR KOUMI RE STREET NAME SIGNS

The following Questions on Notice were asked at the July meeting of Council, by Councillor Koumi, and the answers are provided:

Questions

1. How many Council owned street name signs on poles are there in the City of Unley?

Answer

There are approximately 1475 street name signs on poles in Unley.

2. For each of the last three years, what has been the maintenance cost of the City's street name signs (include salaries/wages/overheads)?

Answer

2011/12	\$17 490
2010/11	\$26 580
2009/10	\$13 670

These figures represent the maintenance expenditure on street name signs only.

3. What is the cost of replacing street name signs?

Answer

The cost is approximately \$130 for replacing street name signs (including materials and labour).

4. How many members of staff are employed to maintain and replace street name signs?

Answer

Two staff are employed in Council's Signs Maintenance area.

5. Are staff members solely or predominantly involved in replacing and maintaining street name signs?

Answer

No. These two staff are employed to cover all maintenance aspects in relation to signage. These include but are not limited to:

- Parking Sign Maintenance
- Sign Vandalism
- Speed Observation Signs
- Traffic Control Signs
- Showground Event Signage Maintenance
- Special Events Signage and Traffic Control Set Up
- Traffic Counters

ITEM 520

QUESTIONS ON NOTICE FROM COUNCILLOR SAIES RE BROWNHILL CREEK

The following Questions on Notice have been received from Councillor Saies and the answers are provided:

Questions

1. Whichever options for the works in the upper catchment are ultimately implemented, will endorsement of the proposed flood mitigation scheme commit the City of Unley to a recurrent annual liability (on account of maintenance costs and depreciation) of between \$600,000.00 and \$800,000.00?

Answer

No. See answer below.

2. If the figure does not lie within this range, then what is the estimated recurrent annual liability?

Answer

The City of Unley will incur an operating expense in the order of \$315 000 per annum and an annual maintenance cost of \$61 000 per annum. These figures are based on current estimates.

ITEM 532
QUESTIONS WITHOUT NOTICE

Councillor Boisvert asked the following Question Without Notice, and the answer will be provided at the next meeting of Council.

Removal of street trees – with people asking to remove trees, is it possible to simply put in a Development Application for a street tree removal and go through the Development Assessment process.

ITEM 521
CORRESPONDENCE

The correspondence from

- Local Government Association re Marine Flares and Zebra Crossings
- Annesley Junior School re donation
- Office of the Lord Mayor re Draft Integrated Movement Strategy
- Attorney-General's Department re Crime Mapper data 2006-1010
- Premier of South Australia re Integrated Design Commission
- Local Government Association re LGA membership
- Hon Russell Wortley MLC re Local Government Regulations
- Deputy Premier re Gun Amnesty
- Premier of South Australia re SA fight for the River Murray
- Michael Sayer re My Eye Health Presentation – Unley
- Joan Praite re thank you
- Sara Brinsley re thank you to staff
- Mark Parnells MLC re Significant Tree Laws

be noted.

ITEM 522

NOTICE OF MOTION FROM COUNCILLOR HUDSON RE STURT FOOTBALL CLUB

MOVED Councillor Hudson

SECONDED Councillor Schnell

That, Unley Council invite the directors and Chief Executive Office of the Sturt Football Club to meet, as soon as feasible, with the Elected members of Unley Council, its CEO and Finance Manager, to ascertain the club's financial position and future plans for its use of Unley Oval.

Councillor Hughes MOVED an AMENDMENT, SECONDED Councillor Hewitson

That, Unley Council invite the directors and Chief Executive Office of the Sturt Football Club to meet, as soon as feasible, with the Elected members of Unley Council, its CEO and Finance Manager, to seek clarification of the club's financial position and future plans for its use of Unley Oval.

The AMENDMENT on being put was **CARRIED UNANIMOUSLY**

The AMENDMENT then became part of the **MOTION** which was put and **CARRIED UNANIMOUSLY**

ITEM 523

NOTICE OF MOTION FROM COUNCILLOR SAIES RE UNRESOLVED ITEM 363

**NOTICE OF MOTION FROM COUNCILLOR MICHAEL HEWITSON RE STURT
FOOTBALL CLUB**

MOVED Councillor Saies

SECONDED Councillor Palmer

That the debate on this Item be brought back on the table.

CARRIED UNANIMOUSLY

MOVED Councillor Hewitson

SECONDED Councillor Clyne

That a report be prepared:

- comparing the fees and charges and services provided by the respective Councils to the South Australian National Football Leagues Clubs for:
 - Training facilities
 - Club Rooms
 - Match Days
 - Oval hire.
 - How much it costs them to maintain the COUNCIL ovals
 - and detailing who owns exactly what portion of each facility
- detailing the level and type of community benefit provided by the Sturt Football Club to the Unley community
- comparing the fees and charges and services provided by the City of Unley to other sporting clubs in Unley.

CARRIED

ITEM 524
UNRESOLVED ITEMS

Meeting Date	Item	Status
Council 22/3/10	Item 622 (UBED Item 46 Adjourned Debate – Item 46 – Unley Business and Economic Development Committee – Glen Osmond Road Separate Rate Negotiation. (copy attached)	The Item lie on the table.
Council 28/11/11	Item 301 Appointment of Deputy Mayor (copy attached)	The Item lie on the table.

ITEM 498
MINUTES OF CITY STRATEGY AND POLICY COMMITTEE

MOVED Councillor Schnell
SECONDED Councillor Salaman

That:

1. The minutes of the City Strategy and Policy Committee Meeting held on Monday 13 August 2012, be received.
2. The recommendations listed under Items 124 – 131 inclusive, and Item 133, be adopted.
3. The following item be reserved: Item 132 – Street Tree Removal – 26 Porter Street Parkside.
Reserved by Councillor Koumi.

CARRIED UNANIMOUSLY

ITEM 528

CONFIDENTIALITY MOTION FOR RESERVED ITEM 132 – REMOVAL OF STREET TREE

MOVED Councillor Koumi
SECONDED Councillor Tipper

That:

1. Pursuant to Section 90(2) and (3)(h)(i) of the Local Government Act 1999 the Council orders the public be excluded, with the exception of the following:

Mr P Tsokas, Chief Executive Officer
Mr D Litchfield, General Manager Economic Development and Planning
Mr S Faulkner, General Manager People and Governance
Ms M Berghuis, General Manager Community
Mr J Devine, General Manager Assets & Infrastructure
Ms V Minenko, Manager Governance & Strategic Projects
Mr M Clarke, Manager Assets & Infrastructure
Mr T Stein, Operations Manager
Ms C Gowland, A/Executive Assistant to CEO and Mayor

on the basis that it will receive and consider the report on the removal of a street tree, and that the Council is satisfied that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:

(h) legal advice, and

- (i) information relating to actual litigation, or litigations that the council or council committee believes on reasonable grounds, will take place, involving the council or an employee of the council.

Legal advice has been provided to Council with regard to this matter. The report also contains information with regard to potential litigation that may take place. Given these circumstances this item will need to be considered in confidence at this point in time.

CARRIED UNANIMOUSLY

The doors to the Council Chamber were closed at 8.00pm.

RESERVED ITEM 132
STREET TREE REMOVAL – 26 PORTER STREET PARKSIDE

MOVED Councillor Schnell
SECONDED Councillor Hewitson

That:

1. The report be received.
2. Council endorse the removal of three street trees (*Melaleuca styphelioides*, Prickly Paperbark) from 26 Porter Street Parkside (in Clyde Street).
3. The Administration replace the removed three street trees at 26 Porter Street Parkside (in Clyde Street) with an appropriate species of tree.

MOVED Councillor Koumi
SECONDED Councillor Palmer

That the Item be adjourned to the September 2012 meeting of Council to enable a presentation to be made by the Arborist and the Engineers.

CARRIED

ITEM 529

**CONFIDENTIALITY ORDER TO REMAIN IN CONFIDENCE – RESERVED ITEM
132 - STREET TREE REMOVAL – 26 PORTER STREET PARKSIDE**

MOVED Councillor Schnell
SECONDED Councillor Boisvert

That:

1. The report be received.
2. Pursuant to Section 91(7) and (9) of the Local Government Act:

2.1 The

- ☒ Report
- ☒ Attachments

remain confidential on the basis that the information contained in this report details legal advice received and also contains information with regard to potential litigation that may take place, and

- 2.2 the report and attachments will be kept confidential until the item is revoked by the Chief Executive Officer.

CARRIED

The doors to the Council Chamber were opened at 10.05pm.

ITEM 525

CONFIDENTIALITY MOTION FOR ITEM 526 – REQUEST FOR RELIEF FROM ORDER FOR COSTS

MOVED Councillor Schnell
SECONDED Councillor Salaman

That:

1. Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999 the Council orders the public be excluded, with the exception of the following:

Mr P Tsokas, Chief Executive Officer
Mr D Litchfield, General Manager Economic Development and Planning
Mr S Faulkner, General Manager People and Governance
Ms M Berghuis, General Manager Community
Mr J Devine, General Manager Assets & Infrastructure
Ms V MacKirdy, Manager Governance & Strategic Projects
Mr S Buley, Manager Organisational Development
Mr P Weymouth, Manager Planning & Development
Mr G Thomas, Development Compliance Officer
Ms C Gowland, A/Executive Assistant to CEO and Mayor

on the basis that it will receive and consider the report on a request for relief from order for costs, and that the Council is satisfied that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

The report contains information with regard to the property owner's personal and financial affairs. Given these circumstances this item will need to be considered in confidence at this point in time.

CARRIED

The doors to the Council Chamber were closed at 10.06 pm.

ITEM 527

**CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE ITEM 526 –
REQUEST FOR RELIEF FROM ORDER FOR COSTS**

MOVED Councillor Schnell
SECONDED Councillor Salaman

That:

1. The report be received.
2. Pursuant to Section 91(7) and (9) of the Local Government Act:

2.2 The

- ☒ Report
- ☒ Attachments
- ☒ Minutes

remain confidential on the basis that the information contained in this report contains information with regard to the property owner's personal and financial affairs, and

- 2.2 the report and attachments will be kept confidential until the item is revoked by the Chief Executive Officer.

CARRIED UNANIMOUSLY

The Doors to the Council Chambers were opened at 10.32 pm.

The Presiding Member asked the Council if they wanted to continue past the normal finish time of 11.00pm until 11.33pm. This was supported with a two thirds majority.

Councillor Hudson left the Chambers at 10.34pm.

Councillor Palmer left the meeting at 10.34pm returning at 10.35pm.

Councillor Salaman left the meeting at 10.34pm returning at 10.36pm.

Councillor Koumi left the meeting at 10.35pm returning at 10.36pm.

ITEM 500

MINUTES OF CEO PERFORMANCE REVIEW COMMITTEE MEETING

MOVED Councillor Boisvert

SECONDED Councillor Schnell

That:

1. The minutes of the CEO Performance Review Committee meeting held on Monday 20 August 2012, be received.
2. The recommendations listed under Items 7 and 9, be adopted.
3. The following Item be reserved: Item 8 – 2012 CEO Remuneration Review – Confidential Item.
Reserved by Councillor Schnell.

CARRIED

ITEM 530

**CONFIDENTIALITY MOTION FOR RESERVED ITEM 8 – 2012 CEO
REMUNERATION REVIEW**

MOVED Councillor Schnell
SECONDED Councillor Tipper

That:

1. Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999 the Council orders the public be excluded, with the exception of the following:

Mr S Buley, Organisational Development Manager
Ms C Gowland, A/Executive Assistant to CEO and Mayor

on the basis that it will receive and consider the report on the 2012 remuneration review of the Chief Executive Officer, and that the Council is satisfied that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

Information contained in this report relates to an individual employee of Council and should not be made available at this time. It would be in the best interest of Council to consider this matter in confidence.

CARRIED

The doors to the Council Chambers were closed at 10.38 pm.

ITEM 531

**CONFIDENTIALITY MOTION TO REMAIN IN CONFIDENCE ITEM 8 – 2012 CEO
REMUNERATION REVIEW**

MOVED Councillor Schnell
SECONDED Councillor Lapidge

That:

1. The report be received.
4. Pursuant to Section 91(7) and (9) of the Local Government Act:

2.3 The

- ☒ Report
- ☒ Minutes
- ☒ Attachments

remain confidential on the basis that the information contained in this report details information concerning the personal affairs of an employee, and

- 2.2 the report and attachments will be kept confidential until the item is revoked by the Chief Executive Officer.

CARRIED

The doors to the Council Chamber were opened at 11.32 pm.

CLOSURE

The Presiding Member closed the meeting at 11.32 pm.

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PRESIDING MEMBER

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