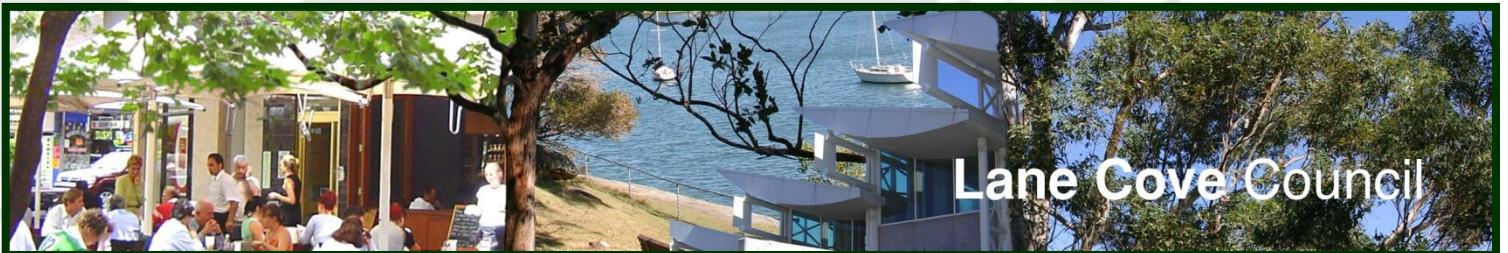


**Minutes
Ordinary Council Meeting
21 March 2024 at 7pm**

All minutes are subject to confirmation at a subsequent meeting and may be amended by resolution at that meeting.



Lane Cove Council

**Ordinary Council 21 March 2024
MINUTES**

PRESENT: Councillor S Bennison (Mayor), Councillor M Southwood, Councillor D Roenfeldt, Councillor B Kennedy, Councillor R Flood, Councillor K Bryla, Councillor D Brooks-Horn, Councillor K Mort and Councillor A Zbik (virtual).

ALSO PRESENT: General Manager, Director - Corporate Services and Strategy, Director - Planning and Sustainability, Director - Community and Culture, Acting Director - Open Spaces and Infrastructure and Minute Taker.

APOLOGIES:

The Mayor advised that Councillor Zbik has requested to attend the meeting via audio visual link.

PROCEDURAL MOTION

23 RESOLVED on the motion moved by Councillor Brooks-Horn and seconded by Councillor Roenfeldt that the request by Councillor Zbik to attend the meeting via audio visual link be granted due to exceptional circumstances.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

DECLARATIONS OF INTEREST:

Councillor Southwood declared a non-pecuniary conflict of interest that is not significant in relation to Item 9 '*Planning Proposal No. 39 - 448-456 Pacific Highway, St Leonards*', Item 10 '*Traffic Committee - February 2024*', and Item 11 '*Variation To Voluntary Planning Agreement, 472 - 504 Pacific Highway St Leonards*'. Two residents of St Leonards South were candidates on Councillor Southwood's election ballot paper on 1 December 2021. These residents are not close friends and they reside near the property identified in Item 10, near the parking space identified in Item 11 of the Minutes of the Traffic Committee which is Item 11 of the Agenda for this meeting.

Councillor Southwood was, until 9 January 2022, the President and a committee member of the GCA. Councillor Southwood resigned all positions and has no financial membership of the Association and does not participate in the conduct of the association. Councillor Southwood's husband was Treasurer of the GCA but, for the avoidance of doubt as to perceived conflicts of interest, her husband has resigned from all committee roles on the GCA.

Item's 2, 6 and 7 in the Traffic Committee Minutes relate to roads in Greenwich.

Councillor Southwood declared that she would vote on all these matters.

Councillor Mort declared a non-pecuniary conflict of interest which is significant in relation to Item 8 '*Further Report - Jean Mitchell Lucretia Baths Restoration*' due to living in close proximity to Lucretia Baths. Councillor Mort indicated she will not vote on the matter and will vacate chambers.

Councillor Zbik declared a non-pecuniary, less than significant conflict of interest in relation to Item 14 '*Appointment Of Community Members To Youth Advisory Group*' as one of the community members attends the same Church. Councillor Zbik indicated he will be remaining in the chambers to debate and vote on the matter.

Later in the meeting Councillor Kennedy declared a non-pecuniary, significant conflict of interest in relation to Item 14 '*Appointment Of Community Members To Youth Advisory Group*' as she is friends with one of the nominees and indicated she will leave the chambers and not vote on the matter.

Later in the meeting Councillor Kennedy declared a non-pecuniary significant conflict of interest in the tabled Mayoral Minute - Code of Conduct Advisory Committees due to a client relationship and indicated she would leave the meeting.

Later in the meeting Councillor Flood declared a non-pecuniary significant conflict of interest in the tabled Mayoral Minute - Code of Conduct Advisory Committees as they have volunteered together in relation to elections and indicated would leave the meeting.

ACKNOWLEDGEMENT OF COUNTRY

The Mayor gave an acknowledgement of Country.

MINUTE OF SILENCE FOR REFLECTION OR PRAYER

The Mayor gave notice of a minute of silence for reflection or prayer.

WEBCASTING OF COUNCIL MEETING

The Mayor advised those present that the Meeting was being webcast.

PUBLIC WRITTEN SUBMISSIONS

Two (2) written submission were received, those being from;

1. Ross and Sheridan Wellings of St Leonards, in relation to Item 9 Planning Proposal No. 39 - 448-456 Pacific Highway, St Leonards, and
2. Joanne Brennan of Lane Cove, in relation to Item 12, Council Policies Review - Part 4.

CONFIRMATION OF MINUTES OF ORDINARY COUNCIL - 22 FEBRUARY 2024

24 **RESOLVED** on the Motion moved by Councillor Southwood and seconded by Councillor Brooks-Horn that the minutes of the Ordinary Council meeting held on the 22 February 2024 be received.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

25 **RESOLVED** on the Motion moved by Councillor Brooks-Horn and seconded by Councillor Southwood that the minutes of the Ordinary Council meeting held on the 22 February 2024 be accepted.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

PROCEDURAL MOTION

26 **RESOLVED** on the motion moved by Councillor Bennison and seconded by Councillor Brooks-Horn to move Item 16 '*Wadangarri Park - Winner Of The 2023 Place Leaders Asia Pacific Award*' forward as the next Item on the Business Paper Agenda for consideration.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

WADANGARRI PARK - WINNER OF THE 2023 PLACE LEADERS ASIA PACIFIC AWARD.

27 **RESOLVED** on the Motion moved by Councillor Roenfeldt and seconded by Councillor Mort that:

1. The report be received and noted; and
2. Council staff be acknowledged and thanked for their contribution to the project.

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For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

MAYORAL MINUTES

MAYORAL MINUTE - UPDATE ON NEW PLANNING REFORMS

28 **RESOLVED** on the Motion moved by Councillor Bennison that the General Manager:-

1. Be authorised to investigate and develop strategies that address the anticipated increase to housing targets; and
2. Report back to Council once the increase housing targets are known with recommended strategies that align with Council's submission made to DPIE on the 23rd February 2024.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

MAYORAL MINUTE - COST SHIFTING BY THE NSW GOVERNMENT

29 **RESOLVED** on the Motion moved by Councillor Bennison that:

1. Council receive and note the findings of the LGNSW Cost Shifting report for the 2021/2022 financial year;
2. A copy of the report be placed on Council's website so that our communities can access it; and
3. Council write to the Premier, the NSW Treasurer and the NSW Minister for Local Government seeking that they urgently seek to address cost shifting through a combination of regulatory reform, budgetary provision and appropriate funding.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

NOTICES OF RESCISSION

NOTICE OF RESCISSION - SUPPORT FOR ADDITIONAL LEGISLATION TO RESTRICT THE SALE OF NON-THERAPEUTIC UNREGULATED E CIGARETTES (VAPES)

30 **RESOLVED** on the Motion moved by Councillor Mort and seconded by Councillor Roenfeldt that Council rescind its decision made at the Ordinary Council Meeting of Thursday 22 February 2024 in relation to 'Notice of Motion – Support for Additional Legislation to restrict the sale of non-therapeutic unregulated e-cigarettes (Vapes)'.
Against the Motion was Nil (Total 0).

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Bryla, Brooks-Horn, Mort and Zbik (Total 7).
Against the Motion were Councillors Kennedy and Flood (Total 2).

NOTICES OF MOTION

NOTICE OF MOTION - SUPPORT FOR ADDITIONAL LEGISLATION TO RESTRICT THE SALE OF NON-THERAPEUTIC UNREGULATED E CIGARETTES (VAPES)

31 **RESOLVED** on the Motion moved by Councillor Mort and seconded by Councillor Roenfeldt that Lane Cove Council:

1. Notes the role the Tobacco Industry plays in advocating for less restrictive legislation and to oppose the influence of industry lobbyists on decision making.
2. Seek a change of regulations to mandate that tobacconist and vape stores require approval through a development application to open in the Lane Cove Local government area, incorporating in this planning mechanism the restriction of no Tobacconist or E-cigarettes (vapes) store within 500m of a school in the Lane Cove Government Area.
3. Write to the Federal Health Minister, the Hon Mark Butler MP and our local federal member, Ms Kylea Tink MP expressing our support for the new reforms (introduced 1st January to 1st March, 2024) and the need to see the full suite of reforms urgently legislated and implemented.
 - a. Specifically, we request their support for further legislation banning the domestic manufacture, advertisement, supply and commercial possession of non-therapeutic vapes and disposable single use vapes to ensure comprehensive controls on vapes across all levels of the supply chain.
 - b. Further we request the additional legislation not be delayed until later in the year or postponed as other issues gain more traction.
4. Write to the NSW Planning and Public Space Minister, Hon Paul Scully MP advocating for:-
 - a. Banning the sale of E-cigarettes (vapes) other than at a pharmacy within 500 metres of any school in the Lane Cove Government Area.
 - b. The introduction of a Positive Licensing Scheme requiring notification and registration of all commercial premises which sell cigarettes and vaping products and in so doing place a cap on the number of these business permissible in the Lane Cove Government Area.
 - c. Seek State Government support to enact planning changes at a local government level (in item 1 above).
 - d. The NSW Government continue to undertake a health promotion campaign outlining the health effects of vaping, information about the production and content of vapes including particular focus on under age E – cigarette users.
5. Notes and support that the Federal Government passed a new legislation Act no:118 in both houses on 14 December 2023 and being implemented from the 1 March 2024, which included but was not limited to:
 - a. cessation of the personal importation of E-cigarettes (vapes).
 - b. ban on the importation of non-therapeutic E-cigarettes (vapes).
 - c. requirement for therapeutic E-cigarettes (vapes) importers and manufacturers to notify the Therapeutic Goods Administration of their product's compliance with the relevant product standards.
 - d. requirement for importers to obtain a licence and permit from the Australian Government's Office of Drug Control before the products are imported.
 - e. domestic manufacturers of vapes for smoking cessation or nicotine dependence will be required to provide pre-market notifications to the TGA declaring compliance with the relevant product standards, prior to the supply of those goods.
 - f. The updated standard for vapes, the *Therapeutic Goods (Standard for Therapeutic Vaping Goods) (TGO 110) Order 2021 (TGO 110)* commenced on 1 January 2024. and included:

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- I. product labelling (including an over sticker or in an information sheet provided with the product)
 - II. child resistant packaging
 - III. maximum nicotine concentration (although people can only access the nicotine concentration prescribed to them)
 - IV. requiring actual nicotine concentration/content of the vape to reflect the product label
 - V. prohibited ingredients
 - VI. accepted flavours of mint, menthol and tobacco only
 - VII. quality management system requirements for vaping devices and vaping device accessories
 - VIII. documentation that needs to be kept by the Australian sponsor of the product.
6. Receive a report to the Ordinary Council Meeting in May 2024 on the progress of item 1, 2 and 3 in this motion.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

PROCEDURAL MOTION

32 **RESOLVED** on the motion moved by Councillor Bennison and seconded by Councillor Roenfeldt that Council notes that a Public Forum was conducted on Monday 18 March 2024 and no additional Public Forum be conducted at this meeting.

For the Motion were Councillors Bennison, Roenfeldt, Brooks-Horn, Mort and Zbik (Total 5).
Against the Motion were Councillors Southwood, Kennedy, Flood and Bryla (Total 4).

PROCEDURAL MOTION

A Procedural Motion was moved by Councillor Flood and seconded by Councillor Southwood that Council consider a Matter of Urgency to reinstate the public forum to the Thursday night of the Ordinary Council Meetings.

For the Motion were Councillors Southwood, Kennedy, Flood and Bryla (Total 4).
Against the Motion were Councillors Bennison, Roenfeldt, Brooks-Horn, Mort and Zbik (Total 5).

The Procedural Motion was declared lost.

NOTICE OF MOTION - REPORT ON COUNCIL MEASURES TO MINIMISE IMPACTS OF DOGS ON GRASSED OFF-LEASH SPORTS FIELDS

MOTION

A Motion was moved by Councillor Bryla and seconded by Councillor Southwood that:

1. Council acknowledges that it seeks to balance its duty of care for the safety of those who use grassed off-leash sports fields for organised sport/training with the mental and physical benefits to dogs and dog owners of access to grassed off-leash open spaces;
2. A report be prepared on:
 - (a) the signage that has been placed on and adjacent to grassed off-leash sports fields to advise those in control of dogs of their responsibility when grassed sports fields are being used for organised sport/training, to stop dogs digging holes, to clean up after a dog has defecated and not to leave sticks after they been used for dog play, such report to include-
 - (i) date of installation of signage at each grassed off-leash sports field
 - (ii) location of signage and distance between signs
 - (iii) size of signage
 - (iv) signage adopted by other Councils in NSROC who allow dogs off-leash on grassed sports fields
 - (b) The following based on weekly observations of Tantallon Oval, KSO, Pottery Green, Blackman Park data on the number of holes caused by dogs, unremoved "poo" and unremoved sticks previously used by dogs on grassed off-leash sports fields since the signage in 2(a) was installed
 - (c) data on fines, warnings and other enforcement action taken by Council officers since the signage referred to in 2(a) was installed
 - (d) recommendations as to other steps that can be taken to achieve the objective of safe shared use of grassed off-leash sports fields and the cost thereof
3. The draft report in part 2. be referred to the Dog Advisory Committee and the Sporting Club Advisory Committee for review and input; and
4. A finalised report be presented to Council for consideration in its July 2024 meeting.

FORESHADOWED MOTION

A Foreshadowed Motion was moved by Councillor Roenfeldt and seconded by Councillor Brooks-Horn that the Notice of Motion be referred to a Councillor workshop for discussion.

33 PROCEDURAL MOTION

RESOLVED by Councillor Roenfeldt and seconded by Councillor Bennison that the Motion now be put.

For the Motion were Councillors Bennison, Roenfeldt, Brooks-Horn, Mort and Zbik (Total 5).
Against the Motion were Councillors Southwood, Kennedy, Flood and Bryla (Total 4).

The Motion was put to the meeting and was declared lost.

For the Motion were Councillors Southwood, Kennedy, Flood and Bryla (Total 4).
Against the Motion were Councillors Bennison, Roenfeldt, Brooks-Horn, Mort and Zbik (Total 5).

34 The Foreshadowed Motion became the motion and was declared carried.

For the Motion were Councillors Bennison, Roenfeldt, Brooks-Horn, Mort and Zbik (Total 5).
Against the Motion were Councillors Southwood, Kennedy, Flood and Bryla (Total 4).

NOTICE OF MOTION - REPORT ON COUNCIL MEASURES TO ENSURE OPTIMAL

UTILISATION OF COUNCIL SPORTS FIELDS

35 **RESOLVED** on the Motion moved by Councillor Southwood and seconded by Councillor Bryla that:

- (a) Council prepare a draft report on recommendations to ensure future consistent use of the red flag system and recommendations to ensure that those who have booked time slots for a sports field, and find they cannot use it, notify Council in sufficient time to allow another sporting group to use the sports field;
- (b) the draft report be made available for comment and input to the Sporting Club Advisory Committee; and
- (c) the final report and recommendations be tabled for consideration at a meeting of Council.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).

Against the Motion was Nil (Total 0).

Councillor Mort left the meeting, the time being 08:10pm

OFFICER REPORTS

FURTHER REPORT - JEAN MITCHELL LUCRETIA BATHS RESTORATION

36 **RESOLVED** on the Motion moved by Councillor Kennedy and seconded by Councillor Bryla that Council:

1. Receive and note the report;
2. Note that Council agreed to progress rebuild of the baths subject to funding in the May 2023 Council meeting;
3. Note that to be compliant with TfNSW regulations, that any design for the rebuild of the baths will ensure that the facility does not allow a way for watercraft to be attached to the structure;
4. Safely secure the premises and consistently monitor for vandalism of these safety measures;
5. Make available to the public, the design plan, concept plan, suggestions for safety and maintenance improvements and construction approach, reports on the effectiveness of the predator protection system, marine habitat, surveys, preliminary geotechnical information, and assessment of the water quality;
6. Reconsider funding once the Sport and Recreation Facility is completed, currently forecast third quarter 2025;
7. Report back to the June Ordinary Council meeting with:
 - i. Our terms and conditions under the current lease agreement with TfNSW outlining our commitment to safety, commitment to maintaining the baths in a state of repair; and conditions to break/maintain the lease and make good clauses;
 - ii. What the current lease agreement costs annually;
 - iii. What costs have been incurred to date with regards to maintenance of the baths since Council took over responsibility of maintenance of this asset;
 - iv. Estimated ongoing maintenance of costs once the asset has been restored;
 - v. Confirmation that the baths are registered in our Council Asset Management Plan;
8. When considering the project in the future, consider as an option the installation of a solution which allows people to walk out onto the water that doesn't allow boats to be tied to it.

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For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn and Zbik (Total 8).
Against the Motion was Nil (Total 0).

Councillor Katherine Mort returned to the meeting, the time being 08:26 PM

PLANNING PROPOSAL NO. 39 - 448-456 PACIFIC HIGHWAY, ST LEONARDS

37 **RESOLVED** on the Motion moved by Councillor Southwood and seconded by Councillor Roenfeldt that having considered the advice of the Lane Cove Local Planning Panel meeting of 5 March 2024, Council:

1. notes that the Lane Cove Local Planning Panel supported Planning Proposal No 39 (subject to amendments) in its meeting of 5 March 2024;
2. notes that the NSW Department of Planning Heritage and Infrastructure (DPHI) is in the process of developing a master plan to deliver increased residential accommodation near the Crows Nest Metro Station as part of the Transport Oriented Development Accelerated Precincts Plan (TOD);
3. notes that the subject site is diagonally opposite the Crow Nest Metro Station and is likely to be included in the masterplan for the TOD;
4. submits Planning Proposal No 39 for review by the DPHI as part of its master planning under the TOD;
5. in the event that the DPHI determines that the TOD will not extend to the subject site, supports Planning Proposal No 39 (incorporating the amendments requested by the Lane Cove Local Planning Panel) to DPHI for Gateway Determination; and
6. delegates authority to the General Manager to prepare a site-specific Development Control Plan (DCP) in conjunction with the proponent to support the Planning Proposal, to be exhibited with the Planning Proposal if a Gateway Determination is issued.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

TRAFFIC COMMITTEE - FEBRUARY 2024

38 **RESOLVED** on the Motion moved by Councillor Flood and seconded by Councillor Southwood that Council adopt the recommendations of the Lane Cove Traffic Committee Meeting held on Tuesday 20 February 2024 with the following point added to Item 3 regarding Parklands Avenue, that as part of the detailed design process for the Parklands Avenue Roundabout and median strip, Council refer the project to the Urban design team to consider the following:

- a. Opportunities to improve pedestrian and cyclist safety, access and use of the new road infrastructure; and
- b. Opportunities for further traffic calming at the entrance to Parklands from Epping Road such as visual narrowing, raised roundabout design, curb extension etc.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

VARIATION TO VOLUNTARY PLANNING AGREEMENT, 472 - 504 PACIFIC HIGHWAY ST LEONARDS

39 **RESOLVED** on the Motion moved by Councillor Bryla and seconded by Councillor Southwood that Council undertake community consultation to vary the purposes included

in the Voluntary Planning Agreement with New Hope Group, the developer of 472 – 520 Pacific Highway to include an additional purpose, “The provision of community infrastructure in the St Leonards Precinct.”

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

COUNCIL POLICIES REVIEW - PART 4

40 RESOLVED on the Motion moved by Councillor Brooks-Horn and seconded by Councillor Mort that Council defer consideration of this report, and the Council Policies contained within, to the April Councillor Workshop for further clarification and discussion and then reported back to Council.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

LANE COVE MEN'S SHED RELOCATION

41 RESOLVED on the Motion moved by Councillor Brooks-Horn and seconded by Councillor Mort that:

1. Council receive and note this report;
2. the Lane Cove Men’s Shed be invited to submit a late application for the Lane Cove Council Grants Program for 2024/25 for capital equipment.
3. Council acknowledge the efforts of staff in assisting the Men’s Shed to consider options for new premises.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

APPOINTMENT OF COMMUNITY MEMBERS TO YOUTH ADVISORY GROUP

Councillor Kennedy declared a non-pecuniary conflict of interest as she is friends with one of the nominees and left the meeting, the time being 08:45 PM.

42 RESOLVED on the Motion moved by Councillor Brooks-Horn and seconded by Councillor Mort that Council:-

1. Endorse the following nominees for the Youth Advisory Group: Alex Vaccher, Jacinta Mitchell, and Ryley Nolan;
2. Notify all the applicants of Council’s decision.
3. Amend the Charter for the Youth Advisory Committee removing the minimum number of members and fixing the quorum at 50% of current membership.
4. Commence Youth Advisory Group meetings; and
5. Call for further nominations for the Youth Advisory Group.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 8).
Against the Motion was Nil (Total 0).

Councillor Bridget Kennedy returned to the meeting, the time being 08:46 PM

TERMS OF REFERENCE FOR A REVIEW OF THE COUNCIL FINANCIAL MODEL IN NSW BY

IPART

43 **RESOLVED** on the Motion moved by Councillor Flood and seconded by Councillor Zbik that Council:

1. Write to the Minister for Local Government expressing disappointment in the decision not to proceed with the IPART Review of the Council Financial Model; and
2. Adapt the IPART submission drafted by Council Staff to submit to the Parliamentary Inquiry into the ability of local governments to fund infrastructure and services.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

LANE COVE PUBLIC SCHOOL - NETBALL MULTI-PURPOSE COURT AND LIGHTING.

44 **RESOLVED** on the Motion moved by Councillor Bryla and seconded by Councillor Roenfeldt that:-

1. The report be received and noted.
2. Council note the hard work of staff in this project and the collaboration of all Councillors in utilising their Ward Funds Budget to deliver the project.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

RECENT LEGISLATIVE REFORMS - SOCIAL AND AFFORDABLE HOUSING

45 **RESOLVED** on the Motion moved by Councillor Southwood and seconded by Councillor Brooks-Horn that the report be received and noted.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

COUNCIL SNAPSHOT - FEBRUARY 2024

46 **RESOLVED** on the Motion moved by Councillor Brooks-Horn and seconded by Councillor Flood that the report be received and noted.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

The Mayor tabled a Mayoral Minute - Code of Conduct Advisory Committees.

PROCEDURAL MOTION

47 **RESOLVED** on the motion moved by Councillor Brooks-Horn and seconded by Councillor Bennison that a 5 minute break ahead of Closed Committee be permitted.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

Councillor Kennedy declared a non-pecuniary significant conflict of interest in the tabled Mayoral Minute - Code of Conduct Advisory Committees due to a client relationship and indicated she would leave the meeting.

Councillor Flood declared a non-pecuniary significant conflict of interest in the tabled Mayoral Minute - Code of Conduct Advisory Committees as they have volunteered together in relation to elections and indicated would leave the meeting.

Councillor Bridget Kennedy and Councillor Flood left the meeting, the time being 08:59 PM.

CONFIDENTIAL ITEMS

Pursuant to section 10A(4), the public were invited to make representations to the council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed to Consider the following item.

MAYORAL MINUTE

SUBJECT: MAYORAL MINUTE - CODE OF CONDUCT ADVISORY COMMITTEES

It is recommended that the Council close so much of the meeting to the public as provided for under Section 10A(2) (a) of the Local Government Act, 1993, on the grounds that the matter will involve the discussion of personnel matters concerning a particular individual; it further being considered that discussion of the matter in open meeting would be, on balance, contrary to public interest by reason of the foregoing.

No members of the public made representations.

CLOSED COMMITTEE

48 RESOLVED on the motion of moved by Councillor Brooks-Horn and seconded by Councillor Kennedy that the meeting move into Closed Committee.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Kennedy, Flood, Bryla, Brooks-Horn, Mort and Zbik (Total 9).
Against the Motion was Nil (Total 0).

Closed Committee commenced at 9:01pm. The public and media left the chamber.

Closed Committee ended and Open Council resumed at 9:13pm.

The public and media were invited back into the chamber.

The General Manger read the recommendations arising from the Closed Committee prior to Council's consideration of the item in Open Council.

49 RESOLVED on the Motion moved by Councillor Brooks Horn and seconded by Councillor Roenfeldt that the General Manager be delegated authority to remove a person from a Council Advisory Committee where they have been found to have committed a serious breach of the Code of Conduct and/or the Work Health and Safety Act and Councillors be advised on a confidential basis.

For the Motion were Councillors Bennison, Southwood, Roenfeldt, Bryla, Brooks-Horn, Mort and Zbik (Total 7).
Against the Motion was Nil (Total 0).

The meeting closed at 9:15pm.

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Confirmed at the Ordinary Council Meeting of 18 April 2024, at which meeting the signature herein is subscribed.

MAYOR

******* END OF MINUTES *******