

Council Meeting

held virtually on Tuesday 28 September 2021 commence at 7:02pm.

Minutes

Carl Cowie
Chief Executive Officer

Friday 1 October 2021

Distribution: Public

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Nillumbik Shire Council

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Council Meeting Minutes

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CM.144/21 Montsalvat Agreement 2021 - 2024 - Confidential

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17. Close of Meeting

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Nillumbik Shire Council

**Minutes of the Meeting of Nillumbik Shire Council held Tuesday 28 September 2021.
The meeting commenced at 7:02pm.**

Councillors present:

Cr Richard Stockman	Blue Lake Ward
Cr Karen Egan	Bunjil Ward
Cr Natalie Duffy	Edendale Ward
Cr Peter Perkins	Ellis Ward (Mayor)
Cr Ben Ramcharan	Sugarloaf Ward
Cr Frances Eyre	Swipers Gully Ward (Deputy Mayor)
Cr Geoff Paine	Wingrove Ward

Officers in attendance:

Carl Cowie	Chief Executive Officer
Vince Lombardi	Chief Financial Officer
Hjalmar Philipp	Director Operations and Infrastructure
Blaga Naumoski	Executive Manager Governance, Communications and Engagement
Corrienne Nichols	Executive Manager Communities
Jeremy Livingston	Executive Manager Business Transformation and Performance
Rosa Zouzoulas	Executive Manager Planning and Community Safety
Eddie Cheng	Manager Information Technology
Lawrence Seyers	Lead Transport Planner
Natalie Campion	Coordinator Property
Kirsten Reedy	Coordinator Environment
Katia Croce	Governance Lead

1. Welcome by the Mayor

2. Acknowledgement of Country

Acknowledgement of Country was read by the Mayor, Cr Peter Perkins.

3. Good Governance Pledge

The Good Governance Pledge was ready by Cr Ben Ramcharan.

3. Prayer

A prayer was read by Trish Sazegar, Vice Chairman of Nillumbik Baha'i Spiritual Assembly.

4. Apologies

Nil

5. Presentations

Nil

6. Confirmation of minutes

Confirmation of minutes of the Council Meeting held on Tuesday 24 August 2021.

Council Resolution

MOVED: Cr Geoff Paine

SECONDED: Cr Ben Ramcharan

That Council:

1. Confirms the minutes of the Council Meeting and Confidential Council Meeting held on Tuesday 24 August 2021 (**Attachment 1** and **Attachment 2**).
2. Resolves that the Confidential Council Meeting minutes (**Attachment 2**) remains confidential in accordance with section 3(1) of the *Local Government Act 2020*.

CARRIED UNANIMOUSLY

7. Disclosure of conflicts of interest

Nil

8. Petitions

Nil

9. Questions from the gallery

Charlie Clarke has asked the following question:

Question

I live in Research so my local park is Yarramie Reserve Playground and I was wondering, as it is very important to me.

Will you ever install water fountains for both people and dogs?

Response

Council review playground upgrade budgets annually as part of the budget cycle. This will be investigated alongside other playground upgrade requests as part of that process.

Dianne Brooker asked the following questions:

Question 1

How many survey responses did Nillumbik receive for the EaCH consultation and how many submissions were made?

Response 1

As of 28 September, the initial count shows, 1,034 survey responses and 42 written submissions across both electronic and hard copy contributions. A report on the engagement will be included for the PCC Meeting to be held on 12 October. These numbers may adjust slightly after final reconciliation

Question 2

On September 8th the VHBA provided no reports, plans, documents, studies, modelling, to the community.

Do Nillumbik Council have any information that can be shared with the community concerning this proposal or do they possess any information from the VHBA that for whatever reason cannot be shared at this time?

Response 2

Nillumbik Council does not have any additional information to that in the public domain.

11. Reports of Advisory Committees

AC.012/21 Advisory Committee Report - 28 September 2021

Distribution: Public

Manager: Blaga Naumoski, Executive Manager Governance, Communications and Engagement

Author: Janet Taylor, Governance Officer

Summary

Council has a range of Advisory Committees which provide a formal mechanism for Council to consult with key stakeholders, seek specialist advice and enable community participation. Although they do not make any formal decisions, they provide valuable advice to Council.

In accordance with Advisory Committee Terms of Reference, the following minutes of Advisory Committee meetings are attached (**Attachment 1**) and presented to Council for noting:

1. Arts and Cultural Advisory Committee Meeting held 17 May 2021;
2. Environmental and Sustainability Advisory Committee Meeting held 15 June 2021;
3. Youth Council Advisory Committee Meeting held 2 August 2021.

Council Resolution

MOVED: Cr Natalie Duffy

SECONDED: Cr Frances Eyre

That the minutes of the Advisory Committee meetings reported be noted (**Attachment 1**).

CARRIED UNANIMOUSLY

12. Officers' reports

CM.131/21 Annual Financial Report and Performance Statement 2020-2021

Distribution: Public**Manager: Vince Lombardi, Chief Financial Officer****Author: Melika Sukunda, Finance Manager****Summary**

Council is required to produce an Annual Financial Report, containing audited financial statements and an audited Performance Statement pursuant to the requirements and process outlined in the *Local Government Act 2020* (the Act) and the *Local Government (Planning and Reporting) Regulations 2014*.

The draft 2020-2021 financial statements and the draft 2020-2021 performance statement have been reviewed by Council's external auditors on behalf of the Victorian Auditor General.

For the 2020-2021 financial year, Council has reported an operating surplus of \$13.74 million on an accrual basis.

This report recommends that Council approves in principle the 2020-2021 financial statements and performance statement and appoints the Mayor, Deputy Mayor and Chief Executive Officer to sign the 2020-2021 financial statements and the 2020-2021 performance statement.

Council has produced a performance statement in accordance with the Local Government Performance Reporting Framework. This provides results on a range of prescribed indicators of service performance, financial performance and sustainable capacity.

The draft statements have been presented to Council's Audit and Risk Committee which has recommended that Council give 'in principle' approval for the statements pursuant to section 99 of the Act, prior to formal presentation to the Victorian Auditor General.

Council Resolution

MOVED: Cr Natalie Duffy**SECONDED: Cr Geoff Paine****That Council:**

1. Approves 'in principle' the 2020-2021 Annual Financial Report (**Attachment 1**) and 2020-2021 Performance Statement (**Attachment 2**).
2. Authorises the Mayor, Deputy Mayor and the Chief Executive Officer to sign the 2020-2021 Annual Financial Report and the 2020-2021 Performance Statement in their final form after any changes recommended, or agreed to, by the auditor have been made.

CARRIED UNANIMOUSLY

12. Officers' reports

CM.132/21 Audit and Risk Committee Meeting August 2021

Distribution: Public

Manager: Vince Lombardi, Chief Financial Officer

Author: Melika Sukunda, Finance Manager

Summary

In accordance with section 53 of the *Local Government Act 2020* and good governance principles, councils must have an Audit and Risk Committee.

As resolved at the 23 June 2020 Ordinary Council Meeting, the minutes of an Audit and Risk Committee meeting are to be reported and presented to a subsequent Council Meeting.

The Audit and Risk Committee met on 23 August 2021. The minutes for the meeting are shown in **Attachment 1**.

Council Resolution

MOVED: Cr Frances Eyre

SECONDED: Cr Karen Egan

That Council notes the minutes of the Audit and Risk Committee meeting held on 23 August 2021 **Attachment 1**.

CARRIED UNANIMOUSLY

12. Officers' reports

**CM.133/21 Eltham Town Centre Local Area Traffic Management and Pedestrian /
Cycling Improvements - Urban Congestion Fund**

Distribution: Public

Manager: Hjalmar Philipp, Director Operations and Infrastructure

Author: Lawrence Seyers, Lead Transport Planner

Summary

The purpose of this report is to seek Councillors endorsement of the response to the Main Road Corridor Eltham Urban Congestion Fund public consultation process.

On 8 June 2021, Council endorsed a six-week period of community consultation on the Main Road Corridor Eltham Urban Congestion Fund projects, which was conducted from 9 June to 23 July 2021. Council received a total of 888 contributions, comprising 788 contributions from 229 individual contributors via Participate Nillumbik, 44 submissions received via email and over the phone, 46 targeted resident surveys of Bible St and 10 targeted resident surveys of Cecil St.

Attachment 1 provides a Consultation Summary Report that contains all the submissions and contributions received and Council officer's response via any changes considered necessary. There was general support for the objectives of the project to encourage and prioritise walking, cycling and public transport. The contributions have resulted in the identification of several design changes where submitters had concerns regarding the proposed transport treatments and where they might be improved.

Submitters and the broader community were provided an opportunity to address Councillors at the 14 September 2021 Planning and Consultation Committee meeting. Councillors are now being asked to support the proposed changes and commence detailed design and procurement in late 2021 with construction to commence in March 2022, in accordance with the Commonwealth Government funding agreement.

Council Resolution

MOVED: Cr Geoff Paine

SECONDED: Cr Natalie Duffy

That Council:

1. Endorses the Eltham Urban Congestion Fund Consultation Summary report (**Attachment 1**) and uploads this to the Participate Nillumbik webpage;
2. Resolves to implement the Eltham Urban Congestion Fund projects as modified following the community consultation, and
3. Advises all submitters in writing of Council's decision.

CARRIED UNANIMOUSLY

12. Officers' reports

CM.134/21 Draft Climate Action Plan for public exhibition

Distribution: Public

Manager: Hjalmar Philipp, Director Operations and Infrastructure

Author: Kirsten Reedy, Coordinator Environment
Lisa Pittle, Manager Environment

Summary

This report presents the Draft Climate Action Plan 2022-2032 (**Attachment 1**) for endorsement for public exhibition from 4 October – 7 November 2021.

It includes an acknowledgment of a climate emergency; and seven focus areas for action.

A separate two-year Implementation Plan will be prepared biennially, and considered through the budget process. Key climate initiatives that will be focused on during that period will be specified.

Public submissions will close on 7 November 2021 and submissions will be considered by the Planning and Consultation Committee in February 2022.

Council Resolution

MOVED: Cr Ben Ramcharan

SECONDED: Cr Natalie Duffy

That Council:

1. Endorses the Draft Climate Action Plan 2022-2032 (**Attachment 1**), including an acknowledgement of climate emergency, for the purpose of public exhibition.
2. Invites written submissions on the Draft Climate Action Plan 2022-2032 to Council between 4 October and 7 November 2021.
3. Considers public submissions at the Planning and Consultation Committee meeting to be held in February 2022.
4. Notes that any person who makes a written submission in relation to the Draft Climate Action Plan 2022-2032 and requests to be heard in support of their written submission, be heard at the February 2022 Planning and Consultation Committee meeting.

CARRIED UNANIMOUSLY

12. Officers' reports

CM.135/21 CEO Remuneration and Employment Policy

File: DOC/21/59067

Distribution: Public

Manager: Blaga Naumoski, Executive Manager Governance, Communications and Engagement

Author: Blaga Naumoski, Executive Manager Governance, Communications and Engagement

Summary

The *Local Government Act 2020 (the Act)* received Royal Assent on 24 March 2020. This broad and transformative Act imposed changes to the Governance practices of Council and required the implementation of several new policies, to strengthen public accountability and transparency.

These changes included the requirement to develop a Chief Executive Officer Employment and Remuneration Policy (**Policy**) under Section 45 of the Act.

The Policy defines matters pertaining to the employment lifecycle, specifically regarding the recruitment and appointment process, provisions captured in the contract, performance monitoring, and annual review in accordance with the Act.

The Council has an established CEO Employment Matters Advisory Committee (**Committee**) to support the implementation requirements of 45(2) of the Act.

This report requests that Council adopts the Policy to ensure compliance with Section 45 of the Act.

Council Resolution

MOVED: Cr Karen Egan

SECONDED: Cr Geoff Paine

That Council adopts the Chief Executive Officer Employment and Remuneration Policy (**Attachment 1**) created in accordance with Section 45 of the *Local Government Act 2020*.

CARRIED UNANIMOUSLY

12. Officers' reports

CM.136/21 Kerbside Waste Collection Service 12 Month Review

Distribution: Public

Manager: Hjalmar Philipp, Director Operations and Infrastructure

Author: Lisa Pittle, Manager Environment

Summary

This report provides an overview of the new kerbside waste service after the first year of operation, including the implementation of the new waste bin options and trends relating to kerbside waste tonnages.

Council Resolution

MOVED: Cr Geoff Paine

SECONDED: Cr Ben Ramcharan

That Council:

1. Notes this report on the first 12 months operation of the kerbside waste collection service including implementation of new waste bin options and trends in kerbside waste tonnages and ongoing service improvement opportunities.
2. Receives a further report on the outcome of the state-wide procurement for recycling processing services.

CARRIED UNANIMOUSLY

Kirsten Reedy, Coordinator Environment left the meeting at the conclusion of the above item at 7:42pm.

12. Officers' reports**CM.137/21 Bushfire Mitigation (Fire Prevention) Works Program 2021-2022**

Distribution: Public**Manager: Hjalmar Philipp, Director Operations and Infrastructure****Author: Jeff Saker, Roads and Drains Maintenance Coordinator****Summary**

Council makes an annual allocation of funding towards works on Council owned and managed land to prepare for the Fire Danger Period. The annual Bushfire Mitigation Works Program is informed by the Municipal Fire Management Plan (MFMP) and includes planned work on roadsides and in Council reserves.

All Neighbourhood Safer Places (Bushfire Places of Last Resort) are required to be assessed each year by the Country Fire Authority (CFA) and Council is required to record the outcome of these assessments. All sites have been reassessed as being compliant.

Council Resolution

MOVED: Cr Karen Egan**SECONDED: Cr Frances Eyre****That Council:**

1. Notes the Bushfire Mitigation Works Program 2021-2022 (**Attachment 1**).
2. Notes, that as part of the annual review process, the Neighbourhood Safer Places (Bushfire Places of Last Resort) located at:
 - a) Diamond Hills Reserve Oval, Greensborough
 - b) The Outdoor Performance Centre, Greensborough
 - c) Diamond Creek Community Centre, Diamond Creek
 - d) Yarrambat Park Golf Course Clubrooms, Yarrambat
 - e) Hurstbridge Basketball Stadium, Hurstbridge
 - f) Carpark between Arthur and Dudley Streets, Eltham
 - g) Collendina Reserve, Greensboroughhave been reassessed by the Country Fire Authority and have been found to meet the criteria for designation as a Neighbourhood Safer Place (Bushfire Place of Last Resort).
3. Publishes the Bushfire Mitigation Works Program 2021-2022 (**Attachment 1**) on Council's website.

CARRIED UNANIMOUSLY

12. Officers' reports

CM.138/21 Draft Youth Strategy 2022-2026

Distribution: Public**Manager: Corrienne Nichols, Executive Manager Communities****Author: Nichole Johnson, Manager Community Partnerships****Summary**

This report presents the Draft Youth Strategy 2022-2026 (**Attachment 1**) for approval prior to public consultation.

The Youth Strategy sets out a four-year strategic commitment to how Council will support and respond to the needs of young people aged 12-25 years of age who live, work, study, volunteer or play in Nillumbik Shire.

As detailed in this report, community consultation is due to commence on 30 September 2021 through to 21 October 2021 (3 weeks). Public submissions will close 11:59pm on 21 October 2021 and will be considered by the Planning and Consultation Committee on 16 November 2021. The finalised Youth Strategy is due to be adopted at the Council Meeting on 14 December 2021.

Council Resolution

MOVED: Cr Ben Ramcharan**SECONDED: Cr Geoff Paine****That Council:**

1. Endorses the Draft Youth Strategy 2022-2026 (**Attachment 1**) for the purposes of public consultation.
2. Invites written submissions on the Draft Youth Strategy to Council by 21 October 2021.
3. Considers public submissions at the Planning and Consultation Committee meeting to be held on 16 November 2021.

CARRIED UNANIMOUSLY

12. Officers' reports

CM.139/21 Future use of the old Plenty Fire Station site

Distribution: Public**Manager: Hjalmar Philipp, Director Operations and Infrastructure****Author: Natalie Campion, Coordinator Property
Jonathon Miller, Manager Property and Facilities Maintenance****Summary**

Council resolved on the 26 May 2020 to sell part of the Council owned land at 109-115 Yan Yean Road Plenty, to the Country Fire Authority (CFA) for the purpose of constructing a new Plenty Fire Station.

Given the old fire station is located on Council land, Council need to advise the CFA if it intends to keep and repurpose the existing building once the CFA relocate operations to the new fire station, or require the CFA to demolish the building and rehabilitate the site (land and building).

Council has completed a building condition report and heritage assessment, and now proposes to commence a community engagement process to seek ideas for the future use of the site. This process will help inform a Council decision on the matter.

Council Resolution

MOVED: Cr Richard Stockman**SECONDED: Cr Frances Eyre****That Council:**

1. Commences a community engagement process as outlined in **Attachment 2** (Community Engagement Plan) to seek ideas from the Nillumbik community to inform the future use of the old Plenty Fire Station site.
2. Considers public submissions at the Planning and Consultation Committee meeting to be held on 16 November 2021.
3. Notes that any person who makes a submission in relation to the old Plenty Fire Station site and requests to be heard in support of their submission, be heard at the November 2021 Planning and Consultation Committee meeting.

CARRIED UNANIMOUSLY

Natalie Campion, Coordinator Property left the meeting at the conclusion of the above item at 8:04pm.

12. Officers' reports

CM.140/21 Growing Suburbs Fund 2021/2021 - Candidate Projects for Endorsement

Distribution: Public

Manager: Hjalmar Philipp, Director Operations and Infrastructure

Author: Enrique Gutierrez, Manager Capital Works

Narelle Hart, Acting Executive Manager Communities

Hjalmar Philipp, Director Operations and Infrastructure

Summary

To seek Council's endorsement of the candidate projects for the 2021/2022 Growing Suburbs Fund grant released on 1 September 2021 for prioritisation and endorsement prior to submission before the 13 October 2021 deadline.

Council Resolution

MOVED: Cr Frances Eyre

SECONDED: Cr Karen Egan

That Council:

1. Endorses the following projects to be submitted for funding through the 2021-2022 round of Growing Suburbs Fund:
 - a) A single Early Years Infrastructure Upgrade Project, being either of, and in order of grant funding priority:
 - i) Eltham Woods Preschool Upgrade; or
 - ii) Diamond Hills Preschool Upgrade.
 - b) Construction of the Hurstbridge Men's Shed.
2. Allocates a total Council contribution \$0.7M to the Early Years Infrastructure Upgrade Project and \$0.3M to Hurstbridge Men's Shed.

CARRIED UNANIMOUSLY

12. Officers' reports**CM.141/21 Diamond Creek Shared Trail - Stage 2 - Contracts 1920-89 and 1920-90 - Contract Variations**

File: 1920-89
Distribution: Public
Manager: Hjalmar Philipp, Director Operations and Infrastructure
Author: Steven Blight, Construction Coordinator
Laxman De Silva, Project Management Officer
Enrique Gutierrez, Manager Capital Works
Lance Clark, Senior Procurement Specialist

Summary

At its Ordinary Meeting of Council on 25 August 2020, Council resolved to enter into two separate contracts for the construction of the shared path and five pedestrian bridges, as part of the Diamond Creek Trail Extension, Stage 2 from Wattle Glen to Hurstbridge.

Contract 1920-89 was awarded to Independent Concrete Construction Pty Ltd for the construction of the shared trail for the contract amount of \$1,118,832.00 (exclusive of GST) plus contingency.

Contract 1920-90 was awarded to North East Civil Construction Pty Ltd for the design and construction of five trail bridges for the amount of \$1,489,360.00 (exclusive of GST) plus 20% contingency.

Due to a number of latent conditions encountered along the trail, additional works and higher path and bridge specifications have resulted in variations to both contracts.

In order to expedite the approval of future variations and continue the construction works without further delays, this reports seeks approval from Council to delegate authority to approve variations in both contracts to the Chief Executive Officer.

Council Resolution

MOVED: Cr Karen Egan
SECONDED: Cr Geoff Paine

That Council authorises the Chief Executive Officer to approve contract variation payments for:

- a) Contract 1920-89 Construction of the Diamond Creek Shared Trail Stage 2 for an additional \$400,000 plus 20% contingency on the contract budget.
- b) Contract 1920-90 Diamond Creek Trail Extension – Stage 2 – Design and Construction of Five Trail Bridges for an additional 20% contingency on the contract budget.

CARRIED UNANIMOUSLY

12. Officers' reports

CM.142/21 Tender Report - Contract 2021-098 Graffiti Removal and Management Service

Distribution: Public

Manager: Rosa Zouzoulas, Executive Manager Planning and Community Safety

Author: Jonathan McNally, Manager Community Safety and Amenity

Lance Clark, Senior Procurement Specialist

Summary

This report recommends the awarding of Contract 2021-098 for Graffiti Removal and Management Service.

The contract term is for an initial period of three (3) years, with two (2) x one (1) year options to extend the contract. The total duration of the contract, including the exercise of any options, shall not exceed five (5) years.

There were five (5) tendered submissions and this report provides a summary of the evaluation of the five submissions, and the recommendation for the awarding of the contract for 2021-098 for Graffiti Removal and Management Service.

Pursuant to the Instrument of Delegation to the Chief Executive Officer, the value of this contract exceeds the specified financial limits and a Council resolution is therefore required to award the contract.

Recommendation

That Council:

1. Accept the tender submitted by the **preferred tenderer** for the schedule of rates disclosed in (**Attachment 1**) and enter into the following contract:
Number: 2021-098
Title: Graffiti Removal and Management Service.
Term: 1 October 2021 to 30 September 2024
Options: Two (2) x one (1) year term extensions
2. Authorises the Executive Manager Planning & Community Safety to finalise and execute the contract documentation.
3. Authorises the Executive Manager Planning & Community Safety to approve contract term extensions.
4. Advises all tenderers accordingly.
5. Makes public the decision regarding this contract but the Tender Evaluation Report (**Attachment 1**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(g) of the *Local Government Act 2020*.
6. Resolves that the preferred tenderer be named.

12. Officers' reports

CM.143/21 Informal Meetings of Councillors Records - 28 September 2021

Council Resolution

MOVED: Cr Geoff Paine

SECONDED: Cr Ben Ramcharan

That Council:

1. Accept the tender submitted by the preferred tenderer **The Graffiti Eaters** for the schedule of rates disclosed in (**Attachment 1**) and enter into the following contract:
Number: 2021-098
Title: Graffiti Removal and Management Service.
Term: 1 October 2021 to 30 September 2024
Options: Two (2) x one (1) year term extensions
2. Authorises the Executive Manager Planning & Community Safety to finalise and execute the contract documentation.
3. Authorises the Executive Manager Planning & Community Safety to approve contract term extensions.
4. Advises all tenderers accordingly.
5. Makes public the decision regarding this contract but the Tender Evaluation Report (**Attachment 1**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(g) of the *Local Government Act 2020*.
6. Resolves that the preferred tenderer be named.

CARRIED

The Mayor, Cr Peter Perkins called for a division

For: Crs Karen Egan, Frances Eyre, Geoff Paine, Peter Perkins, Ben Ramcharan and Richard Stockman

Against: Nil

Abstained: Cr Natalie Duffy

CARRIED

12. Officers' reports

CM.143/21 Informal Meetings of Councillors Records - 28 September 2021

Distribution: Public**Manager:** Blaga Naumoski, Executive Manager Governance, Communications and Engagement**Author:** Janet Taylor, Governance Officer**Summary**

In accordance with *Item 19 of Council's Governance Rule – Meeting Procedure*, adopted on 25 August 2020, Council is required to report as soon as practicable to a Council Meeting a record of each Informal Meetings of Councillors held.

This report lists Informal Meetings of Councillors records submitted since the matter was last reported to Council on 24 August 2021.

An Informal Meetings of Councillors Record was kept for the following meetings (**Attachment 1**):

1. Informal Meeting of Councillors Record - Positive Ageing Advisory Committee – 6 August 2021.
2. Informal Meeting of Councillors Record – Health & Wellbeing Advisory Committee – 12 August 2021.
3. Informal Meeting of Councillors Record – Arts and Cultural Advisory Committee – 16 August 2021.
4. Informal Meeting of Councillors Record – Climate Action Plan Monthly Meeting – 17 August 2021.
5. Informal Meeting of Councillors Record – Environment & Sustainability Advisory Committee – 18 August 2021.
6. Informal Meeting of Councillors Record – Inclusion & Access Advisory Committee – 20 August 2021.
7. Informal Meeting of Councillors Record Pre-meet to Council Meeting – 24 August 2021
8. Informal Meeting of Councillors Record – Positive Ageing Advisory Committee Meeting – 3 September 2021
9. Informal Meeting of Councillors Record Councillor Briefing - 7 September 2021.
10. Informal Meeting of Councillors Record Pre-meet to Planning and Consultation Committee Meeting and Councillor Briefing – 14 September 2021.

Council Resolution

MOVED: Cr Frances Eyre**SECONDED:** Cr Ben Ramcharan

That Council, in accordance with *Item 19 of Council's Governance Rule – Meeting Procedure*, receives the Informal Meetings of Councillors Records (**Attachment 1**) for the meetings held.

CARRIED UNANIMOUSLY

13. Notices of Motion

Nil

14. Delegates' Reports

Nil

15. Supplementary and urgent business

Nil

16. Confidential reports

Pursuant to section 66(2) of the *Local Government Act 2020* (the Act), the meeting of the Council be closed to members of the public for the consideration of the following confidential items:

CM.144/21 Montsalvat Agreement 2021 - 2024 - Confidential

This item is confidential because it is private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage pursuant to paragraph (g(ii)) of the definition of confidential information under section 3(1) of the *Local Government Act 2020*. This ground is applied because it is information that, if publicly released at the time, is likely to be inappropriately detrimental to the Council or any person (natural or corporate).

Council Resolution

MOVED: Cr Ben Ramcharan

SECONDED: Cr Natalie Duffy

That in accordance with section 66(2) of the *Local Government Act 2020*, Council resolves to close the meeting to members of the public to consider confidential items.

CARRIED

The meeting was closed to public at 8:42pm.

The meeting re-opened to members of the public at 8.46pm.

17. Close of Meeting

The meeting closed at 8:46pm.

Confirmed: _____
Cr Peter Perkins, Mayor