

MINUTES OF THE MEETING OF CITY OF PARRAMATTA COUNCIL HELD IN THE CLOISTER FUNCTION ROOMS, ST PATRICK'S CATHEDRAL 1 MARIST PLACE, PARRAMATTA ON MONDAY, 22 AUGUST 2022 AT 6:30PM

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PRESENT

The Lord Mayor, Councillor Donna Davis and Councillors Phil Bradley, Kellie Darley, Pierre Esber, Michelle Garrard, Henry Green, Ange Humphries, Cameron Maclean, Paul Noack, Sameer Pandey, Dr Patricia Proxiv, Dan Siviero, Georgina Valjak, Donna Wang and Lorraine Wearne.

1. OPENING MEETING

The Lord Mayor, Councillor Donna Davis, opened the meeting at 6:33PM.

2. ACKNOWLEDGEMENT TO TRADITIONAL OWNERS OF LAND

The Lord Mayor acknowledged the Burramattagal people of The Dharug Nation as the traditional owners of this land and paid respect to their ancient culture and to their elders past, present and emerging.

**Note: Councillor Phil Bradley arrived at the meeting at 6:34pm.**

3. WEBCASTING ANNOUNCEMENT

The Lord Mayor advised this public meeting is being recorded and streamed live on the internet. The recording will also be archived and made available on Council's website.

The Lord Mayor further advised all care will be taken to maintain privacy, however as a visitor in the public gallery, the public should be aware that their presence may be recorded.

4. GENERAL RECORDING OF MEETING ANNOUNCEMENT

As per Council's Code of Meeting Practice, the recording of the Council Meeting by the public using any device, audio or video, is only permitted with Council permission. Recording a Council Meeting without permission may result in the individual being expelled from the Meeting.

5. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE OR ATTENDANCE BY AUDIO-VISUAL LINK BY COUNCILLORS

3945      RESOLVED      (Bradley/Wang)

**That** the request to attend the Ordinary Council Meeting dated 22 August 2022 via remote means submitted by Councillors Darley, Humphries and Wearne due to personal reasons be accepted.

**Note: Councillor Cameron Maclean and Councillor Paul Noack arrived at the meeting at 6:35pm.**

## 6. CONFIRMATION OF MINUTES

SUBJECT: Minutes of the Council Meeting held on 8 August 2022

3946 RESOLVED (Garrard/Valjak)

**That** the minutes be taken as read and be accepted as a true record of the Meeting, noting an amendment to the recording of the declarations of interest by Councillor Bradley on pages 10 and 11 of the minutes document replacing the words “this item” with “Item 13.3” and “Item 13.5” respectively.

## 7. DISCLOSURES OF INTEREST

There were no Declarations of Interest made at this meeting.

## 8. MINUTES OF THE LORD MAYOR

8.1 SUBJECT Cancer Council - 2022 Daffodil Day Fundraising Initiative

REFERENCE F2022/00105 - D08658418

REPORT OF Lord Mayor, Councillor Donna Davis

3947 RESOLVED (Davis/Pandey)

(a) **That** Council donate \$2,000 to the Cancer Council’s Daffodil Day Appeal to support life-saving cancer research;

(b) **That** the Lord Mayor write to the Cancer Council to acknowledge their important work and inform them of Council’s donation; and

(c) **Further, that** Council note the City of Parramatta will proactively encourage staff and the community to support the fundraising initiative through internal communications and Council’s social media channels.

8.2 SUBJECT Thankyou Professor Peter Shergold AC and Congratulations Jennifer Westacott AO

REFERENCE F2022/00105 - D08658517

REPORT OF Lord Mayor, Councillor Donna Davis

3948 RESOLVED (Davis/Noack)

(a) **That** Council note Professor Peter Shergold AC will retire from his role as Chancellor of Western Sydney University in December after 12 years of exemplary service;

- (b) **That** Council note Jennifer Westacott AO has been appointed as the next Chancellor of Western Sydney University, to commence early 2023;
- (c) **That** the Lord Mayor write to Professor Shergold AC to congratulate him on his exemplary leadership and contributions to the City of Parramatta in his work for Western Sydney University;
- (d) **That** Council congratulate Jennifer Westacott AO on her appointment as incoming Chancellor of Western Sydney University; and
- (e) **Further, that** the Lord Mayor write to Ms Westacott extending our congratulations on her appointment and to reinforce our commitment to collaborate with the University to help drive western Sydney's economic and social transformation.

## 9. PUBLIC FORUM

There were no public forums for this meeting.

## 10. PETITIONS

There were no petitions tabled at this meeting.

## 11. RESCISSION MOTIONS

There were no rescission motions at this meeting.

## 12. REPORTS TO COUNCIL - FOR NOTATION

There were no for notation reports to Council tabled at this meeting.

### PROCEDURAL MOTION

3949      RESOLVED      (Esber/Garrard)

**That** Items 13.3, 13.4, 13.5, and 13.7 be resolved en bloc.

## 13. REPORTS TO COUNCIL - FOR COUNCIL DECISION

13.3      SUBJECT      Code of Conduct Review 2022

REFERENCE      F2022/00105 - D08421473

REPORT OF      Governance Projects Officer

3950      RESOLVED      (Esber/Garrard)

**That** Council adopt the Draft Code of Conduct, inclusive of the Model Procedures for Administering the Model Code of Conduct, as per **Attachment 2** to the Council report.

13.4      SUBJECT      Expression of Interest - Selection of Members to  
Parramatta Light Rail Stage 2 Advisory Committee

REFERENCE F2017/01361 - D08561496

REPORT OF Group Manager Infrastructure Planning & Design

3951 RESOLVED (Esber/Garrard)

(a) **That** Council appoint the following individuals to the Parramatta Light Rail Stage 2 Advisory Committee:

- i. Dr Shima Taheri
- ii. Gregory Willis
- iii. Saif Islam
- iv. David Marr
- v. Shant Ohannessian
- vi. Daniel Green
- vii. VeeLyn Tan
- viii. Alisa Huang
- ix. Suntharalingham Senthilanantha

(b) **That** Council thank all unsuccessful applicants who expressed interest in joining the Parramatta Light Rail Stage 2 Advisory Committee.

(c) **Further, that** Council note the Terms of Reference for the Parramatta Light Rail Stage 2 Advisory Committee (adopted on 23 May 2022) provides the Lord Mayor of the day is the Chairperson of the Committee, and that the Lord Mayor may wish to delegate this role as appropriate.

13.5 SUBJECT Expression of Interest - Selection of Community Members - Riverside Theatres Advisory Committee

REFERENCE F2022/00105 - D08594893

REPORT OF Director - Riverside Theatres

3952 RESOLVED (Esber/Garrard)

(a) **That** Council appoint the following persons to the Riverside Theatres Advisory Committees for the period of this Council term:

1. Dr Robert Lang
2. John Moore
3. Keiasha Naidoo
4. Cate Cunningham
5. Vyvienne Abla
6. Matthew Lazarus-Hall
7. Marwa Abouzeid
8. Jackie Emery

(b) **That** Council note those marked as being on an eligibility list for the Riverside Advisory Committee in Paragraph 1 of this report will fill

any vacancies that arise in the first six months, as per the Terms of Reference.

- (c) **Further, that** Council extend its appreciation to unsuccessful applicants, thanking them for their interest in supporting the work of Council through membership of the relevant Committee.

13.7      SUBJECT      Naming Proposal for Three Unnamed Bushland Reserves along Plympton Road in Carlingford and Beecroft

REFERENCE   F2022/00105 - D08615676

REPORT OF   Senior Project Officer Place Services

3953      RESOLVED      (Esber/Garrard)

- (a) **That** Council endorse the name of 'Yiribana Reserve' for the Central Parcel of Bushland Reserve (Lot 134, DP 203054, known informally as Plympton Road Central Bushland Reserve) which runs between Calool and Orchard Roads Beecroft, as illustrated in the Site Map (see **Attachment 1**).

- (b) **That**, in the event that the NSW Geographic Names Board rejects the name of 'Yiribana Reserve' for the Central Parcel of Bushland Reserve, Council endorse the other four identified Dharug names for that reserve in the following order: 'Yanung Reserve', 'Burawa Reserve', 'Ngarra Reserve', and 'Ngurang Reserve'.

- (c) **That** Council endorse the remaining Dharug names for the Eastern parcel of Bushland Reserve (Lot 133 DP 203054, Lot 10 DP 232552, Lot 78 DP 205869, known informally as Plympton Road East Bushland Reserve) which runs between Midson and Calool Roads, Carlingford/Beecroft, as illustrated in the Site Map (see **Attachment 1**) in the following order: 'Yanung Reserve', 'Burawa Reserve', 'Ngarra Reserve', and 'Ngurang Reserve'.

- (d) **That** Council commence further research and community consultation for the West Parcel of Bushland Reserve (Lot 2 DP 215840, Lot 6 DP 207548, Lot 43, DP 31392, Lot 5 DP 234158, known informally as Plympton Road West Bushland Reserve) which runs between Orchard Road and Carlingford High School, Beecroft, as illustrated in the Site Map (see Attachment 1).

- (e) **Further, that** the preferred names for the Central and Eastern parcels of Bushland Reserves be referred to the Geographical Names Board (GNB) of NSW for formal assignment and Gazettal under the Geographical Names Act 1996.

13.1      SUBJECT      Minutes of the Parramatta Traffic Committee meeting held on 20 July 2022

REFERENCE   F2021/00521 - D08386362

REPORT OF Traffic and Transport Manager

3954 RESOLVED (Noack/Green)

- (a) **That** Council note the minutes of the Parramatta Traffic Committee held on 20 July 2022, provided at Attachment 1.
- (b) **Further, that** Council approve the recommendations of the Parramatta Traffic Committee from the meeting held on 20 July 2022 provided at Attachment 1 and in the Council report, noting the following financial implications for each item, and noting an additional recommendation to Item 2207 A2.

**I. ITEM 2207 A1 - HILL ROAD AND HOLKER STREET, SYDNEY OLYMPIC PARK AND WENTWORTH POINT – PROPOSED BILLBERGIA BENNELONG BRIDGE RUN ON SUNDAY 9 OCTOBER 2022**

The proposed traffic management is to be implemented by the organiser of Billbergia Bennelong Bridge Run at no cost to Council. Therefore, this matter has no direct financial impact upon Council's budget.

**II. ITEM 2207 A2 – PROPOSED CAR SHARE PARKING SPACES, WENTWORTH POINT**

That this report has been deferred to the next Parramatta Traffic Committee meeting on 21 September 2022.

Further, that consultation be undertaken on the proposal with consultation letters to be sent to the Rosehill Ward Councillors, the Office of Geoff Lee MP for Parramatta, the Office of Lynda Voltz MP for Auburn and the Office of Sally Sitou Federal Member for Reid.

13.2 SUBJECT Minutes of the Traffic Engineering Advisory Group meeting held on 20 July 2022

REFERENCE F2021/00521 - D08386337

REPORT OF Traffic and Transport Manager

3955 RESOLVED (Noack/Green)

- (a) **That** Council note the minutes of the Traffic Engineering Advisory Group meeting held on 20 July 2022, as provided at Attachment 1.
- (b) **Further, that** Council approve the recommendations of the Traffic Engineering Advisory Group meeting held on 20 July 2022 as provided at Attachment 1 and in the Council report, noting the following financial implications of each item.

**I. ITEM 2207 B1 - INTERSECTION OF CHURCH STREET, ALBERT STREET AND PENNANT HILLS ROAD, NORTH PARRAMATTA – PETITION TO REVIEW AND EXTEND THE 40KM/H SCHOOL ZONE AT PARRAMATTA NORTH PUBLIC SCHOOL**

This report provides an update on a request for Transport for NSW to investigate the extension of the 40km/h school zone at Parramatta North Public School. Therefore, this matter has no financial impact upon Council's budget.

**II. ITEM 2207 B2 - HILL ROAD, WENTWORTH POINT – UPDATE ON THE PROPOSED IMPROVEMENTS ON HILL ROAD, WENTWORTH POINT**

This report provides an update on the proposed traffic improvements and other proposed works on Hill Road and Bennelong Parkway, Wentworth Point and Sydney Olympic Park. The recommendation from TEAG will require staff time to implement using existing resources.

**III. ITEM 2207 B3 - PROJECTS RECENTLY COMPLETED, PROJECTS CURRENTLY FUNDED AND PROJECTS LIST FOR CONSIDERATION OF FUTURE FUNDING**

There are no financial implications to Council as a result of this report.

**IV. ITEM 2207 B4 – ON STREET PARKING IN THE PARRAMATTA CBD**

There are no financial implications as a result of this report.

13.6      SUBJECT      Planning Proposal for 168-176 Parramatta Road and 89-90 Cowper Street, Granville

REFERENCE      F2022/00105 - D08594128

APPLICANT/S      Planning Ingenuity

OWNERS      JFC Developments Pty Ltd

3956      RESOLVED      (Prociv/Siviero)

(a) **That** Council refuse the Parramatta Planning Proposal at 168-176 Parramatta Road and 89-90 Cowper Street, Granville for the following reasons:

1. The Planning Proposal is inconsistent with the height of development envisaged by the Parramatta Road Corridor Urban Transformation Strategy (PRCUTS), which sets the strategic planning framework for the precinct.

2. The Planning Proposal is premature given that an implementation plan is required to be prepared and adopted by Council, now that the precinct-wide traffic study is complete, to ensure road network upgrades and other infrastructure requirements are agreed, funding sources secured and able to be delivered consistent with the PRCUTS.

(b) **That** the applicant be advised of Council's decision.

(c) **Further, that** Council note that Council officers are developing a project plan for a Council-led rezoning of the Granville precinct in-line with PRCUTS, and Councillors will be updated separately on this work.

DIVISION            A division was called, the result being:-

AYES:                Councillors Bradley, Darley, Davis, Esber, Garrard, Green, Humphries, Maclean, Noack, Pandey, Prociv, Siviero, Valjak, Wang and Wearne

CARRIED UNANIMOUSLY

13.8            SUBJECT            Future waste services

REFERENCE       F2022/00105 - D08601963

REPORT OF       Acting Group Manager Waste & Cleansing;  
Sustainability Officer Resource Recovery

MOTION            (Maclean/Darley)

(a) **That** Council approve service option 3 outlined in paragraph 13 of the Council report to be specified in the future waste services tender. Service option 3 is as follows:

1. Weekly collection of general waste in a 80L bin, with the option for households to apply for a 140L bin for general waste for an additional fee.
2. Fortnightly recycling in 240L
3. Weekly collection of FOGO in 240L

(b) **Further, that** Council note Council staff will be commencing the tendering of the domestic and commercial waste services.

AMENDMENT       (Garrard/Siviero)

(a) **That** Council approve service option 1 outlined in paragraph 13 of the Council report to be specified in the future waste services tender. Service option 1 is as follows:



1. Weekly collection of general waste in a 140L bin, with the option for residents to down size to an 80L general waste bin or upsize to a 240L general waste bin for an additional fee;
2. Fortnightly recycling in 240L;
3. Weekly collection of FOGO in 240L.

- (b) **Further, that** Council note Council staff will be commencing the tendering of the domestic and commercial waste services.

The Amendment moved by Councillor Garrard and seconded by Councillor Siviero was put and declared LOST.

During debate on the Amendment, Councillor Bradley raised a Foreshadowed Amendment. After the Amendment was LOST, the Foreshadowed Amendment became the Further Amendment:

**FURTHER AMENDMENT** (Bradley)

- (a) **That** Council approve service option 3 outlined in paragraph 13 of the Council report to be specified in the future waste services tender. Service option 3 is as follows:

1. Weekly collection of general waste in a 80L bin
2. Fortnightly recycling in 240L
3. Weekly collection of FOGO in 240L

- (b) **That** the contract option, by agreement of Council, be provided to revert the 80L bin collection frequency to fortnightly after 5 years.

- (c) **Further, that** Council note Council staff will be commencing the tendering of the domestic and commercial waste services.

As there was no seconder, the Further Amendment LAPSED.

Therefore, debate resumed on the original Motion.

The Motion moved by Councillor Maclean and seconded by Councillor Darley was put and declared CARRIED:

3957 **RESOLVED** (Maclean/Darley)

- (a) **That** Council approve service option 3 outlined in paragraph 13 of the Council report to be specified in the future waste services tender. Service option 3 is as follows:

1. Weekly collection of general waste in a 80L bin, with the option for households to apply for a 140L bin for general waste for an additional fee.
2. Fortnightly recycling in 240L
3. Weekly collection of FOGO in 240L

- (b) **Further, that** Council note Council staff will be commencing the tendering of the domestic and commercial waste services.

**Note: Questions were taken on notice by Council staff for this item.**

14. NOTICES OF MOTION

14.1      SUBJECT      CBD Footpaths Audit and Pavement Replacement Program

REFERENCE   F2022/00105 - D08642696

FROM           Deputy Lord Mayor Councillor Sameer Pandey

3958      RESOLVED      (Pandey/Green)

(a)    **That** a report be provided to Council, based on Council's current CBD footpath asset audit for the CBD, on the CBD pavement replacement program, including costs, in consultation with Councillors.

(b)    **Further, that** staff provide a status report in September 2022 outlining the CBD footpaths that have been identified via the existing program for replacement.

**Note:**

1. **Questions were taken on notice by Council staff for this item.**
2. **Councillor Esber left at 7:44pm and returning at 7:46pm during the debate on the item.**

14.2      SUBJECT      Name Change at Wentworth Point - Jewel and Sanctuary Buildings

REFERENCE   F2022/00105 - D08618672

FROM           Councillor Paul Noack

3959      RESOLVED      (Noack/Siviero)

(a)    **That** Council commence the NSW Geographic Names Board process, including community consultation, for a proposal to amend the suburb boundary of Wentworth Point to include the addresses of the Jewel and Sanctuary Buildings precinct which is currently located in the suburb of Sydney Olympic Park, as noted in the hatched area on the attached map.

(b)    **Further, that** Council receive a report on the outcome of this process and community consultation to inform a determination for formal referral of the boundary change request to the NSW Geographic Names Board.

**Note: Questions were taken on notice by Council staff for this item.**

14.3      SUBJECT      Long Serving Staff Recognition

REFERENCE F2022/00105 - D08642688

FROM Deputy Lord Mayor Councillor Sameer Pandey

3960 RESOLVED (Pandey/Garrard)

- (a) **That** Council provide an update on recognition programs in place for long serving staff and high performing individuals and teams.
- (b) **Further, that** the update include advice on the opportunity for Council to include in the recognition program an acknowledgement from Councillors as part of the overall approach, including provision for a meet and greet and a certificate of acknowledgement signed by all Councillors.

## 15. QUESTIONS WITH NOTICE

15.1 SUBJECT Questions Taken on Notice - 8 August 2022 Council Meeting

REFERENCE F2022/00105 - D08640963

REPORT OF Governance Manager

### **BACKGROUND**

1. Paragraph 9.23 of Council's Code of Meeting Practice states:

*"Where a councillor or council employee to whom a question is put is unable to respond to the question at the meeting at which it is put, they may take it on notice and report the response to the next meeting of the Council."*

### **STAFF RESPONSE**

#### Item 13.10 – Arthur Phillip Commemorative Public Art Project – Charles Street Square

During discussion on the Motion moved by Councillor Pandey, Councillor Wearne asked the following question:

*The Oars Foot bridge is never lit, or very rarely lit. Why is this the case?*

#### *Executive Director City Assets and Operations Response*

It is understood that there are technical issues with the operation of these lights, the staff responsible is on unexpected sick leave and will be back in early September. We will provide a more detailed response at a Council meeting in September.

### Item 13.10 – Arthur Phillip Commemorative Public Art Project – Charles Street Square

During discussion on the Motion moved by Councillor Pandey, Lord Mayor Davis asked the following question:

*When consultation was undertaken as part of the Masterplan for the Charles Street Wharf, did this include a public art component?*

#### *Executive Director City Planning & Design Response*

In late 2019, Council endorsed for exhibition the Draft Concept Design for upgrades to the public domain at Charles Street Square. Information presented to the community throughout the public exhibition acknowledged the planned public artwork, stating: *A major new public artwork featuring sculpture and projections on to the escarpment across the river, will tell the stories of the Parramatta and its people* ([Community information brochure](#), Feb 2020). Views on the potential content for the work (the broad story it should tell) were also canvassed via the engagement program.

The [consultation summary report](#) that accompanied the refined design for Council endorsement after exhibition, described the extent of the engagement program which provided information about the draft concept design to over 800,000 people (using letterbox drops, web visits, staffed displays, media, social media, document downloads), resulting in 115 formal submissions. Positive feedback on the project included support for the public art and interpretation opportunities – particularly in relation to Dharug stories, the river and natural environment, and key events over time. 63% of respondents were local residents, 4% were local businesses and 63% of participants wanted the public art and interpretation in the space to represent “the stories of the Dharug people and their connection to the land”; followed by local native plants and animals 58%, key events in Parramatta over time 53% and the dynamic river environment 52%.

In the public exhibition of the Review of Environmental Factors (REF) in September/October 2020, which included the detailed design for the public domain, the setting for a sculpture (proposed at the time), the housing of the artwork projectors and the projected light onto the escarpment was detailed. While the REF recognised content for the artwork itself was to be further developed (REF Community Summary page 01, Sept 2020) information on the ecological and lighting impacts (a technical assessment), and the proposed relevant lighting and biodiversity mitigations were included. These have been incorporated into the technical brief for the projection design. The REF exhibition reached some 160,000 people (using letterbox drops, web visits, social media, document downloads) and resulted in four formal submissions.

To further the development of the site interpretation plan for the project, a requirement of approvals under the Heritage Act for the

public domain project, and to explore the incorporation of Dharug content into the artwork, a series of workshops were held with Dharug representatives late 2020 and early 2021 to advise and guide an approach to this content.

As part of ongoing engagement with local stakeholders (residents and business) regular updates are provided with the invitation to contact the project team. The lighting trial held on 9 May 2022, included signage and letterbox drops explaining the trial and the public art with a repeated invitation to contact the project team. No enquiries were received.

Item 13.10 – Arthur Phillip Commemorative Public Art Project – Charles Street Square

During discussion on the Motion moved by Councillor Pandey, Councillor Garrard asked the following question:

*In relation to the Charles Street Wharf, what work is occurring down there at the moment? Can a briefing be held on this.*

*Executive Director Community Services Response*

Council is currently doing a major project to upgrade the public domain adjacent to the Ferry Wharf at Charles Street Square. It follows the completion of the new Escarpment Boardwalk on the opposite side of the river.

The project is a key part of Council's plans to revitalise the Parramatta River foreshore and is valued at approximately \$12m. Work began in early 2022 and is programmed to finish in March 2023.

The upgraded Square will feature new ramps and stairs, a wide riverfront walk, paved terraces, an amphitheatre and new public shelter, set amongst extensive trees and gardens.

The Charles Street Square project is also being co-funded by Council and the NSW Government, which is contributing \$4.65m to the \$12.1m upgrade.

A briefing can be arranged for interested Councillors

Item 13.10 – Arthur Phillip Commemorative Public Art Project – Charles Street Square

During discussion on the Motion moved by Councillor Pandey, Councillor Wearne asked the following question:

*How many residences would this Artwork be visible to?  
i.e. how many residential units would be able to see this piece of artwork, and how many could it impact?*

### *Executive Director Community Services Response*

On the 9th of May 2022, projection tests were undertaken at Charles St Square to determine if there is any visual impact of the proposed Artwork on neighbouring areas. The scope of the test included the following:

- Projection coverage area
- Ambient light levels in the surrounding areas
- Ability to view projection from various locations
- Impact of the projection on surrounding community
- Suitability of the projection equipment suggested in the options report
- Location of projection equipment

The projection tests concluded that the projection will not impact neighbouring areas as it is contained to the rock wall of the embankment. The projector is located on the opposite side of the ferry wharf to the embankment, projecting across the water to the embankment. This projection throw is direct and mapped to the embankment. The projection does not spill outside of or beyond the embankment. This was confirmed via the projection test. Further, the optimal viewing location of the projection work is the ferry wharf and surrounding Charles St Wharf areas. Viewing from any other location is compromised by distance and angle of viewing, including height. A staff review has identified three main residential apartment premises within the neighbouring area. This includes apartment premises on the corner of Charles and George Streets, Stewart Street and Queens Avenue. Further, there are also four main commercial premises on Charles and Phillip Streets in the neighbouring area. Light spill will not impact any of these premises, as they are outside of the projection area. Further, due to the distance from the projection and angle of viewing, these premises will have significantly reduced visibility of the projection work. One commercial premise at the ferry wharf will have a less-compromised view of the projection work, providing a point of interest for visitors, whilst not impacting their activity.

**Note: Prior to moving into Closed Session, the Lord Mayor invited members of the public gallery to make representations as to why any item had been included in Closed Session. No member of the gallery wished to make representations.**

#### 16. CLOSED SESSION

3961 RESOLVED (Esber/Maclean)

**That** members of the press and public be excluded from the meeting of the Closed Session and access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld. This action is taken in accordance with Section 10A(s) of the Local Government Act, 1993 as the items listed come within the following provisions:-

- 16.1 Legal Status Report as at 31 July 2022. (D08604807) - *This report is confidential in accordance with section 10A (2) (e) of the Local Government Act 1993 as the report contains information that would, if disclosed, prejudice the maintenance of law.*
- 16.2 Approval of Supplier for the receipt, processing and disposal of domestic and commercial garbage. (D08616131) - *This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*

16.1 SUBJECT Legal Status Report as at 31 July 2022

REFERENCE F2022/00105 - D08604807

REPORT OF Group Manager Legal Services

3962 RESOLVED (Esber/Maclean)

**That** Council note the Legal Status Report as at 31 July 2022.

16.2 SUBJECT Approval of Supplier for the receipt, processing and disposal of domestic and commercial garbage

REFERENCE F2022/00105 - D08616131

REPORT OF Acting Group Manager Waste & Cleansing

3963 RESOLVED (Maclean/Bradley)

(a) **That** Council approve an exception to tender pursuant to section 55(3)(i) of the *Local Government Act 1993*.

(b) **Further, that** the Chief Executive Officer be delegated authority to sign off any relevant documents associated with extending the Agreement.

#### PROCEDURAL MOTION

3964 RESOLVED (Esber/Maclean)

**That** the meeting resume into Open Session.

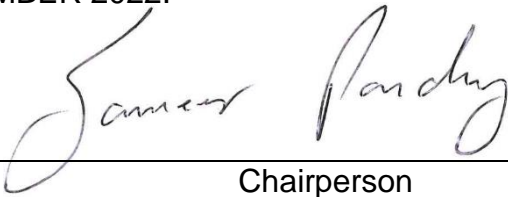
#### 17. REPORTS OF RESOLUTIONS PASSED IN CLOSED SESSION

The Chief Executive Officer read out the resolutions for Items 16.1 and 16.2.

#### 18. CONCLUSION OF MEETING

The meeting terminated at 8:11 pm.

THIS PAGE AND THE PRECEDING 14 PAGES ARE THE MINUTES OF THE  
ORDINARY COUNCIL MEETING HELD ON MONDAY, 22 AUGUST 2022 AND  
CONFIRMED ON MONDAY, 12 SEPTEMBER 2022.

  
Chairperson