

CITY OF WEST TORRENS



**MINUTES**

**of the**

**Council & Committee Meetings**

- Finance and Regulatory Prescribed Standing Committee
- Strategy and Community Prescribed Standing Committee

of the

**CITY OF WEST TORRENS**

held in the Council Chambers, Civic Centre  
165 Sir Donald Bradman Drive, Hilton

on

**TUESDAY, 21 MARCH 2017**  
**at 7.00pm**

**Terry Buss**  
**Chief Executive Officer**

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## 1 MEETING OPENED

The Presiding Member declared the meeting open at 7.00pm.

### 1.1 Evacuation Procedure

The evacuation procedures were read out to the gallery by General Manager Corporate and Regulatory.

## 2 PRESENT

### Council Members:

Acting Mayor A Mangos (Presiding Member)

Councillors: G Palmer, G Vlahos, K McKay, S Rypp, M Hill, S Tsiaparis, G Nitschke, T Polito, J Woodward, C O'Rielley, M Farnden

### Officers:

Mr T Buss	(Chief Executive Officer)
Ms P Koritsa	(General Manager Business and Community Services)
Mr B Ross	(General Manager Corporate and Regulatory)
Mr A Catinari	(General Manager Urban Services)
Ms S Curran	(Manager Strategy and Business)
Ms R Butterfield	(Manager Regulatory Services)
Ms E Pollard	(Manager People and Culture)
Ms H Bateman	(Project Leader - PDI Act)

## 3 APOLOGIES

### Leave of Absence

Mayor John Trainer

### Apologies

#### Council Members:

Cr George Demetriou  
Cr Rosalie Haese

## RECOMMENDATION

That the apologies be received.

## RESOLUTION

Moved: Cr Steven Rypp  
Seconded: Cr Graham Nitschke

That the recommendation be adopted.

**CARRIED**

#### 4 DISCLOSURE STATEMENT

The following disclosures of interest were made:

<b>Item</b>	<b>Type of Conflict</b>	<b>Elected Member</b>
Council Item 17.1 - Promoting Greater Awareness of Council Services - Positioning Local Government to Respond to Rate Capping	Perceived	Cr Steven Rypp
Council Item 17.3 - Australian Mayoral Aviation Council Annual Conference 2017	Material	Acting Mayor Arthur Mangos
Council Item 17.3 - Australian Mayoral Aviation Council Annual Conference 2017	Material	Cr Garth Palmer

#### 5 CONFIRMATION OF MINUTES

##### RECOMMENDATION

That the Minutes of the meeting of the Council held on 7 March 2017 be confirmed as a true and correct record.

##### RESOLUTION

Moved: Cr Cindy O'Rielley  
Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

**CARRIED**

#### 6 MAYORS REPORT

##### RECOMMENDATION

That the Acting Mayor's Report be noted.

##### RESOLUTION

Moved: Cr Steven Rypp  
Seconded: Cr Megan Hill

That the recommendation be adopted.

**CARRIED**

## **7 ELECTED MEMBERS REPORTS**

Cr McKay advised that in his capacity as Presiding Member of the Community Facilities Committee he has been approached by members of the Hilton RSL Sub-branch regarding their lease of the Hilton RSL property from Council and that he has advised the two Hilton Ward Councillors of the approach.

Cr Palmer advised of his attendance at the City of West Torrens Business Breakfast Thursday 16 March 2017 at Kooyonga Golf Club along with Cr/s Woodward, Vlahos, Rypp, McKay and Demetriou.

Cr Rypp advised of his attendance at the City of West Torrens Business Breakfast on Thursday 16 March 2017 at Kooyonga Golf Club.

### **RESOLUTION**

Moved: Cr Kym McKay

Seconded: Cr Graham Nitschke

That the reports from Members be noted.

**CARRIED**

## **8 PETITIONS**

Nil

## **9 DEPUTATIONS**

### **9.1 Weigall Oval development**

The Presiding Member invited Mr Michael Allen to address Council to speak against the proposed redevelopment of Weigall Oval.

**7.13pm** Cr Garth Palmer left the meeting.

**7.15pm** Cr Garth Palmer returned to the meeting.

Following the deputation Elected Members were invited to ask questions which were responded to by Mr Allen.

The Presiding Member thanked Mr Allen for his attendance.

## **10 ADJOURN TO STANDING COMMITTEES**

### **RECOMMENDATION**

That the meeting be adjourned, move into Standing Committees and reconvene at the conclusion of the Strategy and Community Committee.

### **RESOLUTION**

Moved: Cr Steven Rypp

Seconded: Cr Kym McKay

That the recommendation be adopted.

**CARRIED**

**7.19pm** the meeting adjourned into Committees.

**8.22pm** the meeting reconvened. All those present prior to the adjournment of the meeting were present in the Chamber when the meeting reconvened with the exception of Cr/s Kym McKay and Megan Hill.

## **11 ADOPTION OF STANDING COMMITTEE RECOMMENDATIONS**

### **11.1 Finance and Regulatory Committee Meeting**

#### **RECOMMENDATION**

That the recommendations of the Finance and Regulatory Committee held on 21 March 2017 be adopted.

#### **RESOLUTION**

Moved: Cr George Vlahos  
Seconded: Cr John Woodward

That the recommendation be adopted.

**CARRIED**

### **11.1 Strategy and Community Committee Meeting**

#### **RECOMMENDATION**

That the recommendations of the Strategy and Community Committee held on 21 March 2017 be adopted.

#### **RESOLUTION**

Moved: Cr Garth Palmer  
Seconded: Cr John Woodward

That the recommendation be adopted.

**CARRIED**

## **12 ADOPTION OF GENERAL COMMITTEE RECOMMENDATIONS**

### **12.1 Corporate Planning, Policy and Performance Meeting**

#### **RECOMMENDATION**

That the Minutes of the Corporate Planning, Policy and Performance Committee held on 14 March 2017 be noted and the recommendations adopted.

#### **RESOLUTION**

Moved: Cr Cindy O'Rielley  
Seconded: Cr John Woodward

That the recommendation be adopted.

**CARRIED**

**13 QUESTIONS WITH NOTICE**

Nil

**14 QUESTIONS WITHOUT NOTICE****14.1 Underdale and Torrensville Development Plan Amendment**

Cr John Woodward asked the following questions in relation to the Strategy and Community Committee Item 11.2 Underdale and Torrensville Urban Employment Development Plan Amendment - Review of zone policy options, which were taken on notice:

- 1) If the Urban Renewal Zone is implemented through the Underdale and Torrensville Development Plan Amendment, what is the number of residents that may be expected in this area in the long term?
- 2) Can the Administration present to the Council financial modelling of potential changes to rates that may occur as a result of undertaking the Underdale and Torrensville Development Plan Amendment? Further, the Administration provide information on how additional funds could be specifically allocated to providing community facilities in this area.

**15 MOTIONS WITH NOTICE****15.1 Public Lighting Procurement Process****RESOLUTION**

Moved: Cr John Woodward

Seconded: Cr Michael Farnden

That the City of West Torrens write to Department of Planning Transport and Infrastructure and copy to the Local Government Association to seek an independent review of the procurement process to select a new retailer for public lighting, with the objective to:

1. Confirm how the increase of ~50% represents a justifiable commercial outcome for Adelaide metropolitan councils;
2. Provide specific factors and percentage contribution that led to the increase; and
3. Advise what transparency exists in the contract to demonstrate fair value for Adelaide metropolitan councils. For example, a cost plus margin for the retailer.

**8.25pm** Cr George Vlahos left the meeting.

**CARRIED**

**16 MOTIONS WITHOUT NOTICE**

Nil

## **17 REPORTS OF THE CHIEF EXECUTIVE OFFICER**

### **17.1 Promoting Greater Awareness of Council Services - Positioning Local Government to Respond to Rate Capping**

**8.27pm** Cr Steven Rypp declared a perceived conflict of interest in this item as he is seeking pre-selection for the Liberal Party in the Seat of Lee and left the meeting for the discussion and vote on the item.

This report presented and sought Council's support of the Local Government Association's approach to potential rate capping by promoting greater awareness of Council services.

#### **RECOMMENDATION(S)**

It is recommended that Council:

1. Notes the unanimous decision of South Australian councils at the 2016 LGA Ordinary General Meeting to reject rate capping;
2. Continues to oppose rate capping in any form;
3. Agrees to support and participate in the LGA's public awareness campaign including placing material in quarterly rates notices; and
4. Notes that the LGA will continue to work with all Members of Parliament and political parties to ensure rate capping is not imposed on South Australian communities.

#### **RESOLUTION**

Moved: Cr John Woodward

Seconded: Cr Cindy O'Rielley

That the recommendation be adopted.

**CARRIED**

**8.28pm** Cr Rypp returned to the meeting.

### **17.2 Summer Festival 2017**

This report provided information to Elected Members on the outcomes of Council's Summer Festival 2017.

#### **RECOMMENDATION(S)**

It is recommended to Council that the report be received.

#### **RESOLUTION**

Moved: Cr Simon Tsiaparis

Seconded: Cr Graham Nitschke

That the recommendation be adopted.

**CARRIED**

### 17.3 Australian Mayoral Aviation Council Annual Conference 2017

Note: In order to maintain a quorum the following item was dealt with in two parts:

**8.29pm** Cr Garth Palmer declared a material conflict of interest in this item as he wishes to attend the 2017 AMAC Annual Conference and left the meeting for the discussion and vote on the item.

**8.29pm** Cr George Vlahos returned to the meeting.

The purpose of this report was to advise Council that the Australian Mayoral Aviation Council (AMAC) is holding its Annual Conference at the Novotel Sydney Brighton Beach, Sydney from Wednesday 3 to Friday 5 May 2017 (inclusive).

#### RECOMMENDATION(S)

It is recommended to Council that:

1. Subject to their confirmation, Council approves the attendance of Mayor Trainer and Cr/s ..... at the Annual AMAC Conference at the Novotel Sydney Brighton Beach, Sydney from Wednesday 3 to Friday 5 May 2017.
2. Expenses be reimbursed in accordance with Council policy.
3. Subject to their confirmation, Council approves the attendance of spouses/partners of attending Elected Members and further, consistent with Council policy, that the cost of any incidental meals be met by Council.

or

The report be received.

#### RESOLUTION (1)

Moved: Cr Tony Polito

Seconded: Cr Steven Rypp

That:

1. Council approves the attendance of Mayor Trainer and Cr Palmer at the Annual AMAC Conference at the Novotel Sydney Brighton Beach, Sydney from Wednesday 3 to Friday 5 May 2017.
2. Expenses be reimbursed in accordance with Council policy.
3. Subject to their confirmation, Council approves the attendance of spouses/partners of attending Elected Members and further, consistent with Council policy, that the cost of any incidental meals be met by Council.

**CARRIED**

**8.30pm** Cr Garth Palmer returned to the meeting.

**8.31pm** Acting Mayor Arthur Mangos declared a material conflict of interest in this item as he wishes to attend the 2017 AMAC Annual Conference and left the meeting for the discussion and vote on the item.

As the Acting Mayor and Presiding Member left the meeting for the discussion and vote on the item, Cr George Vlahos assumed the Chair as Presiding Member for the conduct of this item.

## **RESOLUTION (2)**

Moved: Cr Simon Tsiaparis

Seconded: Cr Garth Palmer

That:

1. Council approves the attendance of Acting Mayor Mangos at the Annual AMAC Conference at the Novotel Sydney Brighton Beach, Sydney from Wednesday 3 to Friday 5 May 2017.
2. Expenses be reimbursed in accordance with Council policy.
3. Subject to their confirmation, Council approves the attendance of spouses/partners of attending Elected Members and further, consistent with Council policy, that the cost of any incidental meals be met by Council.

**CARRIED**

**8.32pm** Acting Mayor Arthur Mangos returned to the meeting and resumed the Chair.

## **18 LOCAL GOVERNMENT BUSINESS**

### **18.1 Local Government Circulars**

This report provided a detailed listing of current items under review by the Local Government Association.

## **RECOMMENDATION(S)**

It is recommended to Council that the Local Government Circulars report be received.

## **RESOLUTION**

Moved: Cr Steven Rypp

Seconded: Cr Garth Palmer

That the recommendation be adopted.

**CARRIED**

## **19 MEMBER'S BOOKSHELF**

### **RECOMMENDATION**

That the additions to Members' bookshelf be noted.

## **RESOLUTION**

Moved: Cr Garth Palmer

Seconded: Cr Tony Polito

That the recommendation be adopted.

**CARRIED**

## **20 CORRESPONDENCE**

### **20.1 Planning Authority for a Proposed Distribution Centre**

Correspondence was received from the State Coordinator - General, Jim Hallion, advising of a formal request to appoint the Development Assessment Commission as the relevant planning authority for a proposed distribution centre at Marleston.

### **20.2 Metropolitan Local Government Group - Key Outcome Summary**

Correspondence was received from the Local Government Association of South Australia regarding the key outcomes summary from the Metropolitan Local Government Group meeting held on 8 March 2017.

### **20.3 Metropolitan Local Government Group Draft Minutes**

Correspondence was received from the Local Government Association of South Australia regarding the draft minutes from the Metropolitan Local Government Group meeting held on 8 March 2017.

### **20.4 Volunteering Strategy for South Australia (VSSA)**

Correspondence was received from the Chief Executive Officer of the Volunteering SA & NT, Ms Evelyn O'Loughlin, regarding the Volunteering Strategy for South Australia.

### **20.5 Australian Local Government Association submission to the 2017-18 Federal Budget**

Correspondence was received from the Australian Local Government Association (ALGA) President, Mayor David O'Loughlin requesting Council support and advocacy of the ALGA submission to the 2017-18 Federal Budget titled Investment in Tomorrow's.

## **RECOMMENDATION**

That the correspondence be received.

## **RESOLUTION**

Moved: Cr Cindy O'Rielley  
Seconded: Cr George Vlahos

That the recommendation be adopted.

**CARRIED**

## **21 CONFIDENTIAL**

Nil

## **22 MEETING CLOSE**

The Presiding Member declared the meeting closed at 8.35pm.

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	Nil	
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## 1 MEETING OPENED

The Presiding Member declared the meeting open at 7.20pm.

## 2 PRESENT

### Committee Members:

Cr G Vlahos (Presiding Member)

Acting Mayor A Mangos

Councillors: G Palmer, C O'Rielly, K McKay, S Rypp, M Hill, S Tsiaparis, G Nitschke, T Polito, J Woodward, M Farnden

### Officers:

Mr T Buss (Chief Executive Officer)

Ms P Koritsa (General Manager Business and Community Services)

Mr B Ross (General Manager Corporate and Regulatory)

Mr A Catinari (General Manager Urban Services)

Ms S Curran (Manager Strategy and Business)

Ms R Butterfield (Manager Regulatory Services)

Ms E Pollard (Manager People and Culture)

Ms H Bateman (Project Leader - PDI Act)

## 3 APOLOGIES

### Leave of Absence

Mayor John Trainer

### Apologies

#### Council Members:

Cr George Demetriou

Cr Rosalie Haese

## RECOMMENDATION

That the apologies be received.

## RESOLUTION

Moved: Cr Simon Tsiaparis

Seconded: Cr Steven Rypp

That the recommendation be adopted.

**CARRIED**

## 4 DISCLOSURE STATEMENTS

Nil

**5 CONFIRMATION OF MINUTES**

**RECOMMENDATION**

That the Minutes of the meeting of the Finance and Regulatory Committee held on 21 February 2017 be confirmed as a true and correct record.

**RESOLUTION**

Moved: Cr Simon Tsiaparis

Seconded: Acting Mayor Arthur Mangos

That the recommendation be adopted.

**CARRIED**

**6 COMMUNICATION BY THE CHAIRPERSON**

Nil

**7 QUESTIONS WITH NOTICE**

Nil

**8 QUESTIONS WITHOUT NOTICE**

Nil

**9 MOTIONS WITH NOTICE**

Nil

**10 MOTIONS WITHOUT NOTICE**

Nil

## 11 FINANCE AND REGULATORY REPORTS

### 11.1 Review of Council Decision

Council needed to determine a decision review request made pursuant to Section 270 of the *Local Government Act 1999*.

#### RECOMMENDATION(S)

It is recommended to Council, having reviewed decision advice provided to Mr D Spagnoli in a letter dated 20 February 2017, that:

1. A rebate of \$117 be offered on the rates paid in the 2016/17 financial year to each of 36 properties at 281 Henley Beach Road Brooklyn Park pursuant to Section 166(1)(m) (ii) of the *Local Government Act 1999* conditional on existing bins on the site being surrendered to Council.
2. Rebates be considered under delegation in the 2017/18 rating year and subsequently, no rebate be offered retrospectively.

OR

1. A rebate of \$ ..... (\$222.23 per ratepayer will provide a total rebate of \$8,000.28) be offered on the rates paid in the 2016/17 financial year to each of 36 properties at 281 Henley Beach Road Brooklyn Park pursuant to Section 166(1)(m) (ii) of the *Local Government Act 1999* conditional on existing bins on site being surrendered to Council.
2. Rebates be considered under delegation in the 2017/18 rating year and subsequently, no rebate be offered retrospectively.

OR

1. In accordance with Council's discretionary powers to grant a rebate of rates as provided for at Section 166 of the *Local Government Act 1999*, no rebate of rates be offered relevant to 281 Henley Beach Road, Brooklyn Park.
2. No kerbside waste collection service be offered to the property at 281 Henley Beach Road, Brooklyn Park in accordance with, and consistent with Council's Waste Minimisation and Recycling Services Policy.

#### RESOLUTION

Moved: Cr Tony Polito

Seconded: Cr Graham Nitschke

That:

1. In accordance with Council's discretionary powers to grant a rebate of rates as provided for at Section 166 of the *Local Government Act 1999*, no rebate of rates be offered relevant to 281 Henley Beach Road, Brooklyn Park.
2. No kerbside waste collection service be offered to the property at 281 Henley Beach Road, Brooklyn Park in accordance with, and consistent with Council's Waste Minimisation and Recycling Services Policy.

**AMENDMENT**

Moved: Cr Cindy O'Rielley  
Seconded: Cr Garth Palmer

That:

1. A rebate of \$117 be offered on the rates paid in the 2016/17 financial year to each of 36 properties at 281 Henley Beach Road Brooklyn Park pursuant to Section 166(1)(m) (ii) of the *Local Government Act 1999* conditional on existing bins on the site being surrendered to Council.
2. Rebates be considered under delegation in the 2017/18 rating year and subsequently, no rebate be offered retrospectively.

The amendment was Put and **LOST**

The original motion as MOVED Cr Tony Polito SECONDED Cr Graham Nitschke was Put and **CARRIED**

The decision was set aside by the Presiding Member when Cr Garth Palmer called for a Division.

In Favour: Acting Mayor Arthur Mangos, Crs George Vlahos, Megan Hill, , Kym McKay, Graham Nitschke, Tony Polito, Simon Tsiaparis, John Woodward and Michael Farnden

Against: Crs Cindy O'Rielley, Garth Palmer and Steven Rypp

The Presiding Member declared the motion **CARRIED**

**11.2 Creditor Payments**

This report tabled a schedule of creditor payments for February 2017.

**RECOMMENDATION**

The Committee recommends to Council that the schedule of creditor payments for February 2017 be received.

**RESOLUTION**

Moved: Acting Mayor Arthur Mangos  
Seconded: Cr Kym McKay

That the recommendation be adopted.

**CARRIED**

**11.3 Council Budget Report - EIGHT Months to 28 February 2017**

This report provided information to Council on budget results for the eight months ended 28<sup>th</sup> February 2017.

**RECOMMENDATION(S)**

The Committee recommends to Council that the report be received.

**RESOLUTION**

Moved: Cr Garth Palmer

Seconded: Acting Mayor Arthur Mangos

That the recommendation be adopted.

**CARRIED**

**12 MEETING CLOSE**

The Presiding Member declared the meeting closed at 7.47pm.

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	Nil	
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	Nil	
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## 1 MEETING OPENED

The Presiding Member declared the meeting open at 7.48pm.

## 2 PRESENT

### Committee Members:

Acting Mayor A Mangos (Presiding Member)  
Councillors: G Palmer, G Vlahos, K McKay, S Rypp, M Hill, S Tsiaparis, G Nitschke,  
T Polito, J Woodward, C O'Rielley, M Farnden

### Officers:

Mr T Buss	(Chief Executive Officer)
Ms P Koritsa	(General Manager Business and Community Services)
Mr B Ross	(General Manager Corporate and Regulatory)
Mr A Catinari	(General Manager Urban Services)
Ms S Curran	(Manager Strategy and Business)
Ms R Butterfield	(Manager Regulatory Services)
Ms E Pollard	(Manager People and Culture)
Ms H Bateman	(Project Leader - PDI Act)

## 3 APOLOGIES

### Leave of Absence

Mayor John Trainer

### Apologies

#### Council Members:

Cr George Demetriou  
Cr Rosalie Haese

## RECOMMENDATION

That the apologies be received.

## RESOLUTION

Moved: Cr Garth Palmer

Seconded: Cr Steven Rypp

That the recommendation be adopted.

**CARRIED**

## 4 DISCLOSURE STATEMENTS

Nil

**5 CONFIRMATION OF MINUTES**

**RECOMMENDATION**

That the Minutes of the meeting of the Strategy and Community Committee held on 21 February 2017 be confirmed as a true and correct record.

**RESOLUTION**

Moved: Cr Tony Polito  
Seconded: Cr Kym McKay

That the recommendation be adopted.

**CARRIED**

**6 COMMUNICATION BY THE CHAIRPERSON**

Nil

**7 QUESTIONS WITH NOTICE**

Nil

**8 QUESTIONS WITHOUT NOTICE**

Questions were asked and responses provided by the Administration.

**9 MOTIONS WITH NOTICE**

Nil

**10 MOTIONS WITHOUT NOTICE**

Nil

## **11 STRATEGY AND COMMUNITY REPORTS**

### **11.1 Underdale and Torrensville Urban Employment Development Plan Amendment - Review of zone policy options**

This report reviewed zone policy options for the proposed Development Plan Amendment for part of the Industry Zone in Underdale and Torrensville.

#### **RECOMMENDATION(S)**

The Committee recommends to Council that the Administration prepares Development Plan Amendment documentation for the implementation of the Urban Renewal Zone in the Underdale and Torrensville study area for Council's consideration.

#### **RESOLUTION**

Moved: Cr Kym McKay  
Seconded: Cr Steven Rypp

That the recommendation be adopted.

**CARRIED**

### **11.2 Aircraft Noise Management in the West Torrens Development Plan**

This report presented two options for Council to amend aircraft noise management policies, either in the West Torrens Development Plan or the Planning and Design Code, following agreement of the Minister for Planning that the current policy requires review.

#### **RECOMMENDATION(S)**

The Committee recommends to Council that:

1. Given the Minister for Planning's preference for aircraft noise management to be addressed through the Planning and Design Code, the Administration writes to the Minister for Planning advising that the Council seeks to contribute to the development of aircraft noise management provisions and other airport planning matters in the Planning and Design Code.
2. The Administration undertakes research on land use policy options for the management of aircraft noise in existing urban areas and report back to the Council.

**7.59pm** Cr Kym McKay retired from the meeting.

#### **RESOLUTION**

Moved: Cr Tony Polito  
Seconded: Cr Megan Hill

That the recommendation be adopted.

**CARRIED**

**8.18pm** Cr Megan Hill left the meeting.

### **11.3 City Strategy Monthly Activity Report**

This report presented the City Strategy Department Activity Report for the period 22 February to 17 March 2017.

#### **RECOMMENDATION(S)**

The Committee recommends to Council that the *City Strategy Activity Report* for the period 22 February to 17 March 2017 be received.

**8.19pm** Cr Megan Hill returned to the meeting.

**8.20pm** Cr Megan Hill retired from the meeting.

#### **RESOLUTION**

Moved: Cr Steven Rypp

Seconded: Cr Simon Tsiaparis

That the recommendation be adopted.

**CARRIED**

### **11.4 Community Services Monthly Activity Report - March 2017**

This report detailed the activities within the Community Services Department for the period 6 February 2017 to 6 March 2017.

#### **RECOMMENDATION(S)**

The Committee recommends to Council that the Community Services Activity Report - March 2017 be noted.

#### **RESOLUTION**

Moved: Cr Steven Rypp

Seconded: Cr Garth Palmer

That the recommendation be adopted.

**CARRIED**

### **12 MEETING CLOSE**

The Presiding Member declared the meeting closed at 8.21pm.