

the information relates to a matter that could confer a commercial advantage to a third party and is of a commercial nature.

Carried Unanimously

9:15pm the meeting went into confidence.
9:16pm Councillor Veliskou returned to the meeting.
9:16pm Councillor Pfeiffer left the meeting.
9:17pm Councillor Kerry left the meeting.
9:20pm Councillor Kerry returned to the meeting.
9:22pm Councillor Pfeiffer returned to the meeting.

Moved Councillor Hutchinson, Seconded Councillor Appleby that the item be adjourned to the next meeting of Council.

Carried

9:27pm the meeting came out of confidence.

9.28pm Code of Conduct
Reference No: GC101115F02

9:28pm Councillor Hutchinson left the meeting.
9:28pm Councillor Hutchinson and Councillor Prior returned to the meeting.

Moved Councillor Westwood, Seconded Councillor Veliskou that Council:

1. Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999 the Council orders that all persons present, with the exception of the following [Adrian Skull, Chief Executive Officer; Vincent Mifsud General Manager Corporate Services; Abby Dickson Acting General Manager City Development; Kate McKenzie, Manager Governance; Craig Clark, Unit Manager Communications; and Deborah Horton, Acting Unit Manager Council Support], be excluded from the meeting as the Council considers that the requirement for the meeting to be conducted in a place open to the public has been outweighed in circumstances where the Council will receive and consider information pertaining to Code of Conduct for Council Members issues.

Carried

9:30pm the meeting went into confidence.

9:31pm Councillor Kerry sought and was granted leave of the meeting to make a personal explanation in relation to this item.

9:32 pm Councillor Kerry declared a conflict in the matter and left the meeting.

Moved Councillor Westwood, Seconded Councillor Gard that Councillor Kerry be requested to offer an apology in writing for any offence caused to Ms Newman and Mr Smith (with a copy of such letters to be sent to the Mayor).

The motion was **Tied**
The Mayor with casting vote, voted in the **Negative**
The motion was **lost**

EXTENSION OF TIME

Moved Councillor Pfeiffer, Seconded Councillor Prior that the meeting be extended to enable the current report and remaining confidential items on the Council agenda to be considered.

Carried Unanimously

Moved Councillor Hull, Seconded Councillor Crossland that:

1. Councillor Kerry be censured by the Mayor in writing for the specific allegation number six (an improper comment made to another member of the Development Assessment Panel).
2. Councillor Kerry be required to offer an apology in writing for any offence caused to Ms Newman and Mr Smith (with a copy of such letters to be sent to the Mayor).

Carried

10:15pm the meeting came out of confidence.

10:16pm Councillor Kerry returned to the meeting.

10.16pm Code of Conduct

Reference No: GC101115F03

Moved Councillor Pfeiffer, Seconded Councillor Hutchinson that Council:

1. Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999 the Council orders that all persons present, with the exception of the following [Adrian Skull, Chief Executive Officer; Vincent Mifsud General Manager Corporate Services; Abby Dickson Acting General Manager City Development; Kate McKenzie, Manager Corporate Governance; Craig Clark, Unit Manager Communications; and Deborah Horton, Acting Unit Manager Council Support], be excluded from the meeting as the Council considers that the requirement for the meeting to be conducted in a place open to the public has been outweighed in circumstances where the Council will receive and consider information pertaining to Code of Conduct for Council Members issues.

Carried Unanimously

10.17pm the meeting went into confidence.

10:17pm Councillor Byram and Councillor Crossland declared a conflict of interest and left the meeting.

Moved Councillor Gard , Seconded Councillor Westwood that Council:

1. Informs Ms Dyer and Mr Cutting that Council deeply regrets in particular the misunderstanding which arose from Councillor Byram's text message in July regarding the design of the reserve street dog park.
2. Recognises the disappointment of the complainants as to Council's decision on the location of the dog park.
3. Resolves to take no further action with regard to the code of conduct complaints against Councillor Byram and Councillor Crossland.

4. Notes that a section 270 review of Council's decision regarding the reserve street dog park will be undertaken and trusts that this will address the broader concerns of the complainants.

Carried

10:34 pm the meeting came out of confidence.

19. LATE ITEMS

NIL

20. MEETING CLOSURE

CLOSURE - Meeting Declared Closed at 10.35pm

CONFIRMED THIS 10 NOVEMBER 2015

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CHAIRPERSON