

MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF LISMORE HELD IN COUNCIL CHAMBERS ON TUESDAY 9 DECEMBER 2025 AT 10.00AM

Please note: These minutes are subject to confirmation at the next Council meeting. Decisions recorded in the draft minutes are subject to the Council's Code of Meeting Practice in relation to rescinding decisions.

Present

Mayor, Councillor Krieg; Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Rob, Waters together with Mr Butron, General Manager; Ms Keneally, Director Roads & Infrastructure; Mr Singh-Pangly, Director Corporate Sustainability; Mr Mercer, Senior Corporate & Strategic Finance Accountant; Ms Foy, Executive Director Flood Restoration Portfolio (via audio-visual); Mr Snow, Director Planning & Economy; Mr Pitman, Helpdesk Support Officer; Mrs Mitchell, Executive Officer (via audio-visual); Ms Cotterill, Governance & Risk Manager and Miss Hull, Executive Assistant.

Apologies and Applications for Leave of Absence or Attendance by Audio-Visual Link

1/25 **RESOLVED** that a leave of absence be granted for:

- Cr Knight-Smith from 6 to 27 February 2026
- Cr Guise from 10 December 2025 to 30 January 2026
- Cr Battista from 20 to 29 January 2026
- Cr Jensen from 14 to 18 December 2025
- Cr Rob 18 December 2025 to 14 January 2026

(Councillors Hall/Knight-Smith)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Nil

Confirmation of Minutes

2/25 **RESOLVED** that the minutes of the following meeting be confirmed:

- Ordinary Council meeting 11 November 2025
- Extraordinary Council meeting 27 November 2025

(Councillors Gordon/Battista)

Voting for:	Councillors Battista, Bing, Dalton-Earls, Gordon, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters
Voting against:	Councillor Guise

Disclosures of Interest

Cr Gordon declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item: 11.5 Keeping Cats Safe at Home program. I have 4 cats.

Cr Jensen declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item: 10.6 DA2025/146 proposes the establishment of a Farm Experience Premises (Periodic Use as Campground) and installation of a new onsite sewage management system. I am on the Koala Advisory Group (KAG) so I have met Elissa Caldwell before.

Cr Waters declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item: 10.6 DA2025/146 proposes the establishment of a Farm Experience Premises (Periodic Use as Campground) and installation of a new onsite sewage management system. I am on the Koala Advisory Group (KAG).

Cr Krieg declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item: 10.6 DA2025/146 proposes the establishment of a Farm Experience Premises (Periodic Use as Campground) and installation of a new onsite sewage management system. I am on the Koala Advisory Group (KAG).

Cr Rob declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item: 10.6 DA2025/146 proposes the establishment of a Farm Experience Premises (Periodic Use as Campground) and installation of a new onsite sewage management system. I am on the Koala Advisory Group (KAG) and Disability Inclusion Advisory Group.

Cr Battista declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item: 10.1 Property Portfolio Strategy. I know one of the tenants on the property.

Cr Rob declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item: 10.1 Property Portfolio Strategy. I may have some conflicts come in the future when that returns but as of today there is nothing that will keep me out of the room, so I will stay.

Cr Bing declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item in Confidential business: 12.1 T25/13 Wyrallah Road Depot Office Upgrade Tender Award. I know the contractors they a vehicle serviced at our dealership.

Mayoral Minute(s) and Condolence Motions

Reports of Committees

Matters Arising

9.1 Questions on Notice

That the Questions on Notice responses provided in this report be noted.

This item was not moved or voted on

Altering Order of Business

3/25 **RESOLVED** that the order of business be altered to debate the following matters raised during Public Forum:

- 10.6 DA2025/146 proposes the establishment of a Farm Experience Premises (Periodic Use as Campground) and installation of a new onsite sewage management system.

(Councillors Hall/Gordon)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Nil

Reports of the General Manager

10.6 DA2025/146 proposes the establishment of a Farm Experience Premises (Periodic Use as Campground) and installation of a new onsite sewage management system.

MOTION moved that DA2025/146, the establishment of a Farm Experience Premises (Periodic Use as Campground) and installation of a new onsite sewage management system, be approved by way of conditional consent.

(Councillors Hall/Bing)

FORESHADOWED MOTION moved that DA25/146 be refused.

(Councillor Guise)

RESOLVED that be motion be put.

(Councillors Hall/Bing)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall,

Voting against: Jensen, Knight-Smith, Krieg, Rob and Waters
Councillors Dalton-Earls, Guise and Waters

4/25 **RESOLVED** that DA2025/146, the establishment of a Farm Experience Premises (Periodic Use as Campground) and installation of a new onsite sewage management system, be approved by way of conditional consent.

(Councillors Hall/Bing) (BP25/810)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Hall, Jensen, Knight-Smith, Krieg and Rob

Voting against: Councillors Guise and Waters

10.1 Property Portfolio Strategy

MOTION moved that Council:

1. adopt the Property Portfolio Strategy
2. delegate the General Manager authority to:
 - a. make graphic and formatting amendments to the Property Portfolio Strategy as required prior to publication
 - b. progress the Value Creation Project

(Councillors Gordon/Dalton-Earls)

5/25 AMENDMENT moved and **DEFEATED** that Council:

1. adopt the Property Portfolio Strategy
2. delegate the General Manager authority to:
 - a. make graphic and formatting amendments to the Property Portfolio Strategy as required prior to publication
 - b. progress the Value Creation Project
3. There is a report annually for Councillors
4. Early council notification if it goes into divestment category

(Councillors Dalton-Earls/Waters) (BP25/761)

Voting for: Councillors Dalton-Earls, Guise, Knight-Smith and Waters

Voting against: Councillors Battista, Bing, Gordon, Hall, Jensen, Krieg and Rob

6/25

RESOLVED that Council:

1. adopt the Property Portfolio Strategy
2. delegate the General Manager authority to:
 - a. make graphic and formatting amendments to the Property Portfolio Strategy as required prior to publication
 - b. progress the Value Creation Project

(Councillors Gordon/Dalton-Earls) (BP25/761)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Hall, Jensen, Krieg, Rob and Waters

Voting against: Councillors Guise and Knight-Smith

Councillor Jensen left the meeting, the time being 10:40AM

Councillor Jensen returned to the meeting, the time being 10:41AM

Councillor Rob left the meeting, the time being 10:47AM

Councillor Rob returned to the meeting, the time being 10:49AM

Councillor Knight-Smith left the meeting, the time being 11:05AM

Councillor Bing left the meeting, the time being 11:05AM

Councillor Guise left the meeting, the time being 11:06AM

Councillor Knight-Smith returned to the meeting, the time being 11:06AM

Councillor Bing returned to the meeting, the time being 11:06AM

Councillor Guise returned to the meeting, the time being 11:07AM

10.2 Proposed Water Leaks Policy Amendments

7/25

RESOLVED that:

1. the Undetected Water Leaks Policy be placed on public exhibition for 28 days.
2. if any objections are received during the submission period the Policy be reported back to Council for further consideration. If no objections are received during the submission period, the Undetected Water Leaks Policy is adopted by Council.

(Councillors Rob/Waters) (BP24/804)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Nil

10.3 Monthly Finance Report

8/25 **RESOLVED** that Council note the report.

(Councillors Battista/Rob) (BP25/888)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Councillor Guise

Councillor Jensen left the meeting, the time being 11:11AM

Councillor Jensen returned to the meeting, the time being 11:12AM

Councillor Gordon left the meeting, the time being 11:12AM

Councillor Gordon returned to the meeting, the time being 11:13AM

10.4 NORPA Memorandum of Understanding

9/25 **RESOLVED** that Council:

1. endorse the Memorandum of Understanding (MOU) between Lismore City Council (LCC) and Northern Rivers Performing Arts (NORPA) as contained in Attachment 1
2. delegate authority to the General Manager to finalise and sign the MOU

(Councillors Knight-Smith/Dalton-Earls) (BP25/847)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Nil

10.5 Get NSW Active, Standing Street, Mills Street to The Channon Public School, The Channon

MOTION moved that that Council approves the construction of the final stage for the Get NSW Active, Standing Street, Mills Street to The Channon Public School, The Channon project in line with the proposed alignment contained in the independent consultant's report.

(Councillors Hall/Bing)

FORESHADOWED MOTION moved that we go with an alternative route after consultation with the community and seeking that option with Transport for NSW.

(Councillor Guise)

- 10/25 **RESOLVED** that Council approves the construction of the final stage for the Get NSW Active, Standing Street, Mills Street to The Channon Public School, The Channon project in line with the proposed alignment contained in the independent consultant's report.

(Councillors Hall/Bing) (BP25/729)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Councillor Guise

Councillor Krieg left the meeting, the time being 11:42AM

Councillor Krieg returned to the meeting, the time being 11:43AM

Councillor Dalton-Earls left the meeting, the time being 11:44AM

Councillor Dalton-Earls returned to the meeting, the time being 11:48AM

10.7 Code of Conduct Statistical Reporting

- 11/25 **RESOLVED** that Council receive and note the attached annual report on Code of Conduct statistics for Lismore City Council and that the report will be forwarded to the Office of Local Government.

(Councillors Rob/Battista) (BP25/815)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Councillor Guise

10.8 Advisory Groups

- 12/25 **RESOLVED** that Council appoint James Speeding to the Aboriginal Advisory Group.

(Councillors Hall/Dalton-Earls) (BP25/896)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Nil

10.9 Water Security

13/25

RESOLVED that Council:

1. reaffirm its current position in relation to water security and submit it to the Far North Coast Regional Water Supply Project
2. request DCCEEW and Minister Rose Jackson undertake further and more effective consultation with councils and the community with regards to this project

(Councillors Rob/Battista) (BP25/904)

Voting for: Councillors Battista, Bing, Gordon, Hall, Jensen, Krieg and Rob

Voting against: Councillors Dalton-Earls, Guise, Knight-Smith and Waters

Councillor Rob left the meeting, the time being 12:08PM

Councillor Rob returned to the meeting, the time being 12:09PM

Councillor Knight-Smith left the meeting, the time being 12:26PM

Councillor Knight-Smith returned to the meeting, the time being 12:28PM

Matter of Urgency

14/25

RESOLVED that MOTION that the following issue be considered.

That Council:

1. establishes a Briefings Committee commencing 1 January 2026 under clause 20.2 of the Code of Meeting Practice whose members are all councillors and, pursuant to clause 20.3, of which all councillors are members
2. pursuant to clause 20.5 of the Code of Meeting Practice, specify the functions of the Briefings Committee as to receive briefings and workshops to inform councillors, the content of which is determined by the General Manager or may be requested by at least three councillors
3. schedules any Briefings Committee meetings at 6pm on Tuesday evenings wherever possible, or at another time and/or day as determined by the General Manager if 6pm on Tuesday is not available or suitable
4. prepare Terms of Reference to be considered by council at the February 2026 council meeting

(Councillor Rob)

Voting for: Councillors Battista, Bing, Gordon, Hall, Jensen, Knight-Smith, Krieg and Rob

Voting against: Councillors Dalton-Earls, Guise and Waters

The Mayor deemed the matter urgent.

15/25

RESOLVED that Council:

1. establishes a Briefings Committee commencing 1 January 2026 under clause 20.2 of the Code of Meeting Practice whose members are all councillors and, pursuant to clause 20.3, of which all councillors are members
2. pursuant to clause 20.5 of the Code of Meeting Practice, specify the functions of the Briefings Committee as to receive briefings and workshops to inform councillors, the content of which is determined by the General Manager or may be requested by at least three councillors
3. schedules any Briefings Committee meetings at 6pm on Tuesday evenings wherever possible, or at another time and/or day as determined by the General Manager if 6pm on Tuesday is not available or suitable
4. prepare Terms of Reference to be considered by council at the February 2026 council meeting

(Councillors Rob/Hall)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Councillor Guise

Notices of Motion / Questions with Notice

11.1 Mayoral Attendance Report

16/25

RESOLVED that Council receives the Mayoral Attendance Report for November 2025.

(Councillors Krieg/Bing) (BP25/768)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg and Waters

Voting against: Councillor Rob

Cr Battista declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item:
11.1 Mayoral Attendance Report. My wife is a coordinator of the "Our Kids" organisation.

11.2 Reallocation of Councillor Catering Funds to Support Community Safety and Strategic Plan Inclusion

17/25

That Council:

1. notes that the “Councillor Facilities – Catering” line item for the 2025-26 financial year is currently \$36,500
2. reduces this allocation by 40 percent, resulting in a revised catering amount of \$21,900 and a saving of \$14,600
3. allocates the \$14,600 saving to community safety initiatives, to be defined in consultation with staff and the community
4. includes this revised allocation in future annual budgets
5. requests the Delivery Program and Operational Plan be updated to reflect Council's support for community safety as a strategic objective, including a corresponding budget line in future plans

(Councillor Dalton-Earls) (BP25/848)

Lapsed due to want of seconder

11.3 Whian Whian Falls Safety and Security

18/25

RESOLVED that:

1. the temporary speed reduction measures put in place during the bridge repair to commence in January 2026, being speed humps and speed reduction, be made permanent after the completion of bridgeworks.
2. Council write to the General Manager of Rous requesting the construction of a carpark on Rous owned land at the site, as per current design.
3. Council work with Rous officers on appropriate public signage around rules to be applied at the site, such as rubbish removal and dogs.
4. Council work with Rous to provide a rubbish removal service for the facility

(Councillors Krieg/Hall) (BP25/863)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Nil

Cr Hall declared a Non-Significant, Non-Pecuniary Conflict of Interest for the following item: 11.3 Whian Whian Falls Safety and Security. I operate a school bus run through Whian Whian.

11.4 Inclusion of an Interhalls Representative on the Village Advisory Group (LVAG)

19/25

RESOLVED that Council:

1. include one (1) representative nominated by the Interhalls Group as a member of the Lismore Village Advisory Group (LVAG)
2. update the LVAG Terms of Reference to reflect this addition
3. approve Don Metcalfe as a Rural North West representative on the LVAG

(Councillors Waters/Hall) (BP25/885)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Nil

11.5 Keeping Cats Safe at Home program

In light of the NSW Government's recent announcement expanding the Keeping Cats Safe at Home program to include 19 additional councils across the state, will Council be seeking to apply or express interest in participating in the program?

Cats pose a risk to native wildlife and supporting owners to contain, desex and micro-chip their pets would deliver better outcomes for our community and local environment.

General Manager's response:

Council has already spoken to RSPCA. They are currently a few months into Phase 2 of Keeping Cats Safe at Home, which is a project funded by the NSW Government through its Environmental Trust that takes a holistic, human behaviour change approach to reduce negative impacts associated with domestic cats.

The project has two main components:

1. a state-wide social marketing campaign that aims to increase uptake of voluntary cat containment by cat owners
2. place-based targeted cat desexing programs in 30 council areas. (Lismore is not one of these councils.)

The RSPCA is very aware that Keeping Cats Safe at Home is a project needed in most council areas in NSW. They are currently preparing a proposal for a state-wide rollout of the project (Phase 3), which they hope will be funded by the NSW Government. Council is hopeful of participating in Phase 3.

11.6 Weed Management Responsibilities and Enforcement

Could the General Manager please advise:

1. which authority is responsible for weed control on private land within the Lismore LGA?
2. which authority is responsible for weed compliance enforcement on private land within the Lismore LGA?
3. which authority is responsible for weed control on public land, including:
 - a. Council-managed land (parks, roadsides, reserves)
 - b. Crown land managed by the NSW Government or appointed managers
 - c. State-managed land such as National Parks, State Forests, and rail corridors?
4. who is responsible for compliance enforcement of point 3
5. what coordination exists between Council, Local Land Services, Crown Lands, DPI, and other state and federal agencies to manage weeds?

General Manager's response:

1. Under the NSW *Biosecurity Act 2015*, all landowners and occupiers have a general biosecurity duty to prevent, eliminate or minimise biosecurity risks on their land where reasonable. Rous County Council also undertakes targeted weed control on priority species and outbreaks across the region and provides education and support to landholders.
2. Rous County Council is the Local Control Authority for weeds and has the power to inspect properties, issue weed control notices and enforce compliance under the *Biosecurity Act*.
3. All land managers, whether councils, Crown land managers or state agencies, hold the same general biosecurity duty as private landholders. Each authority is responsible for controlling weeds on the land they manage to prevent spread and meet their obligations under the *Biosecurity Act*, as far as is reasonable and practicable with the resources and funding available.
4. Rous County Council is responsible for compliance enforcement across the Lismore LGA as the designated Local Control Authority.
5. Local Land Services provides the regional framework through the North Coast Regional Strategic Weed Management Plan 2023–2027, which sets priorities and guides coordinated management. Rous County Council delivers on-ground inspection, compliance and targeted programs, and works closely with councils, Crown Lands, National Parks, Forestry and Transport for NSW to ensure weed programs align with regional priorities. Rous also supports land managers through advice, guidance and education initiatives

MOTION moved that Council:

1. write to Rous County Council requesting that its operational priorities for 2026 include a stronger focus on compliance and enforcement of weed management obligations under the *Biosecurity Act 2015*, particularly targeting properties with

significant infestations of priority species such as Tropical Soda Apple

2. advocate for increased funding and resources from the NSW Government to support Rous in proactive compliance and enforcement, noting the regional biosecurity risk posed by uncontrolled infestations
3. request that Council officers work with Rous to identify high-risk areas and properties within the LGA and develop a joint communication strategy to inform landholders of their obligations and penalties for non-compliance

(Councillors Knight-Smith/Jensen)

AMENDMENT moved that Council:

1. write to Rous County Council requesting that its operational priorities for 2026 include a stronger focus on compliance and enforcement of weed management obligations under the Biosecurity Act 2015, particularly targeting properties with significant infestations of priority species such as Tropical Soda Apple
2. advocate for increased funding and resources from the NSW Government to support Rous in proactive compliance and enforcement, noting the regional biosecurity risk posed by uncontrolled infestations
3. request that Council officers work with Rous to identify high-risk areas and properties within the LGA and develop a joint communication strategy to inform landholders of their obligations and penalties for non-compliance
4. support Rous to seek funding to establish incentive based initiatives to encourage landholders to maintain their properties

(Councillors Dalton-Earls/Hall)

FORESHADOWED MOTION moved that Council write to Rous County Council requesting that its operational priorities for 2026 include a stronger focus on compliance and enforcement of weed management obligations under the Biosecurity Act 2015, particularly targeting properties with significant infestations of priority species such as Tropical Soda Apple.

(Councillors Battista/Rob)

RESOLVED that be motion be put.

(Councillor Krieg)

Voting for: Councillors Battista, Bing, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Dalton-Earls

20/25 The amendment was **DEFEATED** that Council:

1. write to Rous County Council requesting that its operational priorities for 2026 include a stronger focus on compliance and enforcement of weed management obligations under the *Biosecurity Act 2015*, particularly targeting properties with significant infestations of priority species such as Tropical Soda Apple

2. advocate for increased funding and resources from the NSW Government to support Rous in proactive compliance and enforcement, noting the regional biosecurity risk posed by uncontrolled infestations
3. request that Council officers work with Rous to identify high-risk areas and properties within the LGA and develop a joint communication strategy to inform landholders of their obligations and penalties for non-compliance
4. support Rous to seek funding to establish incentive based initiatives to encourage landholders to maintain their properties

(Councillors Dalton-Earls/Hall) (BP25/886)

Voting for: Councillors Dalton-Earls and Hall

Voting against: Councillors Battista, Bing, Gordon, Guise, Jensen, Knight-Smith, Krieg, Rob and Waters

21/25 The motion was **DEFEATED** that Council:

1. write to Rous County Council requesting that its operational priorities for 2026 include a stronger focus on compliance and enforcement of weed management obligations under the *Biosecurity Act 2015*, particularly targeting properties with significant infestations of priority species such as Tropical Soda Apple
2. advocate for increased funding and resources from the NSW Government to support Rous in proactive compliance and enforcement, noting the regional biosecurity risk posed by uncontrolled infestations
3. request that Council officers work with Rous to identify high-risk areas and properties within the LGA and develop a joint communication strategy to inform landholders of their obligations and penalties for non-compliance

(Councillors Krieg/Jensen) (BP25/886)

Voting for: Councillors Hall, Jensen and Knight-Smith

Voting against: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Krieg, Rob and Waters

22/25 **RESOLVED** that Council write to Rous County Council requesting that its operational priorities for 2026 include a stronger focus on compliance and enforcement of weed management obligations under the *Biosecurity Act 2015*, particularly targeting properties with significant infestations of priority species such as Tropical Soda Apple.

(Councillors Battista/Rob) (BP25/886)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Hall, Knight-Smith and Rob

Voting against: Councillors Guise, Jensen, Krieg and Waters

Councillor Hall left the meeting, the time being 1:59PM

Councillor Hall returned to the meeting, the time being 2:00PM

Councillor Krieg left the meeting, the time being 2:00PM

Councillor Krieg returned to the meeting, the time being 2:0 PM

Confidential Matters – Closed Council Meeting

23/25 **RESOLVED** that Council now exclude the press and public and meet in Closed Council to consider the following matters;

Item	12.1 T25/13 Wyrallah Road Depot Office Upgrade Tender Award
Grounds for Closure	Section 10A(2) (d i):
Public Interest	Discussion of this matter in an open meeting would on balance be contrary to the public interest because it relates to: commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Item	12.2 Tender REGPRO252526 - Supply and Delivery of Bulk Bitumen CRS Emulsion
Grounds for Closure	Section 10A(2) (d i):
Public Interest	Discussion of this matter in an open meeting would on balance be contrary to the public interest because it relates to: commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

(Councillors Hall/Bing)

Voting for:	Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters
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Voting against:	Nil
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Councillor Rob left the meeting, the time being 2:43PM

Councillor Rob returned to the meeting, the time being 2:44PM

Councillor Dalton-Earls left the meeting, the time being 2:43PM

Councillor Dalton-Earls returned to the meeting, the time being 2:46PM

Resumption of Open Council

When the Council had resumed its former sitting, the Mayor reported that Council, meeting in Closed Session, had RESOLVED:

12.1 T25/13 Wyrallah Road Depot Office Upgrade Tender Award

That Council:

1. in accordance with Clause 178 (1)(a) of the *Local Government (General) Regulation 2021*, accept the tender from CBHG Building Pty Ltd for Tender T25/13 Wyrallah Road Depot Upgrade, for the sum of \$538,7000 excluding GST
2. delegates authority to the General Manager to finalise and execute the contract and any other documentation required to give effect to this resolution

(Councillors Hall/Bing) (BP25/851)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Guise, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Nil

12.2 Tender REGPRO252526 - Supply and Delivery of Bulk Bitumen CRS Emulsion

That Council:

1. in accordance with Clause 178(1)(a) of the *Local Government (General) Regulation 2021*, accepts the tender from **Downer EDI Works Pty Ltd** for Tender **REGPRO252526** on a Schedule of Rates based contract with expenditure up to \$220,000 p.a.
2. authorises the General Manager to:
 - a. finalise and execute the contract and any other documentation required to give effect to this resolution
 - b. exercise the option when required to extend the contract, subject to the satisfactory performance of the supplier

(Councillors Knight-Smith/Dalton-Earls) (BP25/901)

Voting for: Councillors Battista, Bing, Dalton-Earls, Gordon, Hall, Jensen, Knight-Smith, Krieg, Rob and Waters

Voting against: Councillor Guise

Closure

This concluded the business and the meeting terminated at 2.52pm.

CONFIRMED > > 2025 at which meeting the signature herein was subscribed.

MAYOR