

Minutes of the Extraordinary Meeting of Council

Held at the Council Chambers, 86 Market Street, Mudgee
on 12 July 2016, commencing at 5:32pm and concluding at 6:49pm.

PRESENT Cr JK Weatherley, Cr JR Webb, Cr P Shelley, Cr D Kennedy,
Cr JP Thompson, Cr P Cavalier, Cr E Martens, Cr L White.

IN ATTENDANCE General Manager (Brad Cam), Director Community (Simon Jones) Lindsay
Taylor (Lindsay Taylor Lawyers), Chris Campbell (Lindsay Taylor Lawyers)

Item 1: Apologies

An apology was received for Cr Walker.

MOTION: Cavalier/Weatherley?

That the apology received for Cr Walker be received.

The motion was carried with the Councillors voting unanimously.

Item 2: Disclosure of Interest

Councillor Kennedy declared a significant non-pecuniary conflict of interest in part of Item 3.1 as he is a person of interest in the matter.

Item 3: Confidential Session

163/16 **MOTION: Cavalier / White**

That pursuant to the provisions of Section 10 of the Local Government Act, 1993, the meeting be closed to the public.

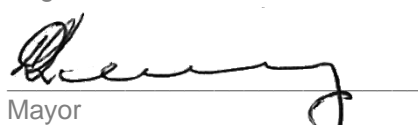
The motion was carried with the Councillors voting unanimously.

Following the motion to close the meeting being moved and seconded, the General Manager announced that the following matter would be considered in confidential session and the reason why it was being dealt with in this way.

3.1 Consideration of Governance Matters Relating to Council

The reason for dealing with this report confidentially is that it relates to advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege in accordance with Section 10A(g) of the Local Government Act, 1993.

Discussion of this matter in an open meeting would be, on balance, contrary to the public interest as it involves discussion of potential legal action on matters affecting Council.


Mayor


General Manager

MOTION: Webb /

That the confidential section of the meeting be recorded but not webcast.

The motion lapsed for want of a seconder.

Cr Kennedy declared a significant non-pecuniary conflict of interest in part of Item 3.1 as he is a person of interest in the matter. He left the room at 5.56pm and did not participate in discussion or vote in relation to the part of this matter for which he had declared a significant non-pecuniary conflict of interest.

3.1 CONSIDERATION OF GOVERNANCE MATTERS RELATING TO COUNCIL

GOV400054, GOV400041

164/16 MOTION: Webb / Shelley

That the Council respond to the ICAC's Section 14 (2) Submissions in the terms determined in the closed session of the extraordinary meeting of the Council.

The motion was carried with the Councillors voting unanimously.

Item 4: Open Council

As Councillor Kennedy did not return to the room, Cr Cavalier continued to chair the meeting in Open Council at 6:48pm.

165/16 MOTION: Shelley / White

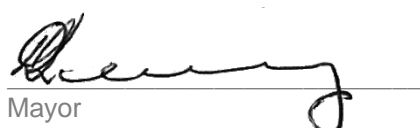
The Council move to Open Council.

The motion was carried with the Councillors voting unanimously.

The General Manager announced the decisions taken in Confidential Session.

Item 4: Closure

There being no further business the meeting concluded at 6:49pm.


Mayor


General Manager