



Minutes

Extra-Ordinary Council Meeting

held in the Council Chambers

John Street, Coonabarabran

on Tuesday, 7 March 2023

commencing at 5:00 pm

PRESENT: Cr A Doolan (Chairperson), Cr A Iannuzzi, Cr K Brady, Cr D Hogden (via Zoom), Cr Z Holcombe (via Zoom), Cr C Kopke, Cr K Rindfleish (via Zoom), and Cr D Todd.

In attendance: General Manager (Roger Bailey), Director Technical Services (Gary Murphy), Director Environment and Development Services (Leeanne Ryan), Director Corporate and Community Services (Lindsay Mason) and Executive Assistant to the General Manager (Erin Player – Minutes).

Acknowledgement of Country

The Mayor acknowledged the Gomeroi people, the Traditional Custodians of the Land at which the meeting is held and paid respects to Elders, both past and present, of the Gomeroi Nation and extended that respect to other Aboriginal people who are present.

Recording of Meeting

The Mayor announced that the meeting was being streamed live plus audio recorded, and that the audio recording will be published.

APOLOGIES

246/2223 RESOLVED that the apology from Councillor J Newton be accepted and a leave of absence be granted.

MOVED: Councillor Brady

SECONDED: Councillor Kopke

For – Unanimous

The Mayor called for Disclosure of Interests

Nil

Item 1 Reports to be Considered in Closed Council

Item 1 Rescission of Motion 243/2223

247/2223 RESOLVED that Rescission of Motion 243/2223 be referred to Closed Council pursuant to section 10A(2)(g) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

MOVED: Councillor Todd

SECONDED: Councillor Kopke

For – Unanimous

Item 1 Three Rivers Regional Retirement Community Information Report

248/2223 RESOLVED that the Three Rivers Regional Retirement Community Information Report be referred to Closed Council pursuant to section 10A(2)(g) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

MOVED: Councillor Todd **SECONDED:** Councillor Kopke

For – Unanimous

The General Manager offered the opportunity to members of the public to make representation as to whether any part of the aforementioned items should not be considered in Closed Council.

There was no response from the public.

249/2223 RESOLVED that:

1. Council go into Closed Council to consider business relating to confidential information.
2. Pursuant to section 10A(1)-(3) of the *Local Government Act 1993* (NSW), the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of Section 10A(2) as outlined above.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993* (NSW).

MOVED: Councillor Todd

SECONDED: Councillor Kopke

For – Unanimous

5.04 pm
Closed Council

250/2223 RESOLVED that Council rescind Motion 243/2223, as presented at the 16 February 2023 Council meeting.

MOVED: Councillor Holcombe

SECONDED: Councillor Hogden

For – Unanimous

Item 1 Three Rivers Regional Retirement Community Information Report
251/2223 RESOLVED that Council:

1. Enters into a licence agreement with Energy Corporation of NSW (Energy Co) for the purpose of conducting site investigations on the TRRRC site for feasibility studies only.
2. Provides Energy Co with relevant reports on the TRRRC site.

MOVED: Councillor Hogden

SECONDED: Councillor Holcombe

For – Unanimous

252/2223 RESOLVED that Council authorises the Mayor and General Manager to negotiate and accept an agreement for the settlement of legal action.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Kopke

For – Unanimous

253/2223 RESOLVED that Council return to Open Council.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Kopke

For – Unanimous

5.28 pm
Open Council

The resolutions of Closed Council were announced to the meeting by the General Manager.

There being no further business the meeting closed at 5.30 pm.

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CHAIRPERSON