



Warrumbungle Shire Council

Extraordinary Council meeting

Wednesday, 4 July 2018

**to be held at the Council Chambers,
John Street, Coonabarabran**

commencing at 3.00 pm

Mayor

Councillor Peter Shinton

Deputy Mayor

Councillor Denis Todd

COUNCILLORS

Councillor Kodi Brady

Councillor Anne-Louise Capel

Councillor Fred Clancy

Councillor Ambrose Doolan

Councillor Wendy Hill

Councillor Aniello Iannuzzi

Councillor Ray Lewis

MANAGEMENT TEAM

Roger Bailey (General Manager)

Louise Johnson (Acting Director Corporate &
Community Services)

Russell Lloyd (Acting Director Technical Services)

Leeanne Ryan (Director Development Services)

Warrumbungle Shire Council

Vision

Excellence in Local Government

Mission

We will provide:

- Quality, cost effective services that will enhance our community's lifestyle, environment, opportunity and prosperity.
- Infrastructure and services which meet the social and economic needs and aspirations of the community now and in the future.
- Effective leadership and good governance, by encouraging teamwork, through a dedicated responsible well trained workforce.

We Value

Honesty

Frank and open discussion, taking responsibility for our actions

Integrity

Behaving in accordance with our values

Fairness

Consideration of the facts and a commitment to two way communication

Compassion

Working for the benefit and care of our community and the natural environment

Respect

To ourselves, colleagues, the organisation and the community listening actively and responding truthfully

Transparency

Open and honest interactions with each other and our community

Passion

Achievement of activities with energy, enthusiasm and pride

Trust

Striving to be dependable, reliable and delivering outcomes in a spirit of goodwill

Opportunity

To be an enviable workplace creating pathways for staff development

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Councillors

NOTICE was given that the Mayor called an **EXTRAORDINARY MEETING** of the Council to be held on 4 July 2018 at the Council Chambers, John Street, Coonabarabran commencing at 3.00 pm.

For Councillors' information the Warrumbungle Shire Council's Code of Meeting Practice clause 1.4:

1.4 The Mayor may call extraordinary meetings of the Council

I refer Councillors to the *Local Government Act 1993 (NSW)* section 367:

s367 Notice of meetings

1. *The general manager of a council must send to each councillor, at least 3 days before each meeting of the council, a notice specifying the time and place at which and the date on which the meeting is to be held and the business proposed to be transacted at the meeting.*
2. *Notice of less than 3 days may be given of an extraordinary meeting called in an emergency.*
3. *A notice under this section and the agenda for, and the business papers relating to, the meeting may be given to a councillor in electronic form but only if all councillors have facilities to access the notice, agenda and business papers in that form.*

And I refer Councillors to the *Local Government (General) Regulation 2005 (NSW)* sections 232 and 242:

s232 Notice of meetings

1. *This clause prescribes the manner in which the requirements outlined in section 9 (1) of the Act are to be complied with.*
2. *A notice of a meeting of a council or of a committee must be published in a newspaper circulating in the area before the meeting takes place.*
3. *The notice must specify the time and place of the meeting.*
4. *Notice of more than one meeting may be given in the same notice.*
5. *This clause does not apply to an extraordinary meeting of a council or committee.*

S242 Agenda for extraordinary meetings

1. *The general manager must ensure that the agenda for an extraordinary meeting of a council deals only with the matters stated in the notice of the meeting.*

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2. *Despite subclause (1), business may be transacted at an extraordinary meeting of a council even though due notice of the business has not been given to councillors. However this can happen only if:*

(a) a motion is passed to have the business transacted at the meeting, and

(b) the business proposed to be brought forward is ruled by the chairperson to be of great urgency.

Such a motion can be moved without notice but only after the business notified in the agenda for the meeting has been disposed of.

3. *Despite clause 250, only the mover of a motion referred to in subclause (2) can speak to the motion before it is put.*

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An **EXTRAORDINARY MEETING** of Council will be held on Wednesday, 4 July 2018 at the Council Chambers, John Street, Coonabarabran commencing at 3.00 pm.

AGENDA

Welcome

Turn Off Mobile Phones

Order of Business

Apologies

Disclosure of Interest

Pecuniary Interest

Non Pecuniary Conflict of Interest

Report to be considered in Closed Council

Item 1.1 Three Rivers Regional Retirement Community Information Report

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ROGER BAILEY
GENERAL MANAGER

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Item 1 Reports to be Considered in Closed Council

Item 1.1 Three Rivers Regional Retirement Community Information Report

Division: Executive Services

Author: Director Development Services – Leeanne Ryan

Summary

The purpose of this report is to provide Council with information on the current contractual position for the Three Rivers Regional Retirement Community (TRRRC) project.

In accordance with the *Local Government Act 1993* (NSW) (*'the Act'*) and the *Local Government (General) Regulation 2005* (NSW), in the opinion of the General Manager the following business is of a kind referred to at section 10A(2) of *the Act*, and should be dealt with in a part of the meeting closed to media and the public.

The item relates to commercial information and is classified **CONFIDENTIAL** under section 10A(2)(g) of *the Act*, which permits the meeting to be closed to the public for business relating to the following:

- (g) Advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

RECOMMENDATION

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 concerns litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.