



Warrumbungle Shire Council

Extraordinary Council meeting Tuesday, 9 January 2018

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

commencing at 8.45 am

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

Leeanne Ryan (Acting General Manager)

Michael Jones (Director Corporate & Community
Services)

Kevin Tighe (Director Technical Services)

Robert Jehu (Acting 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

WARRUMBUNGLE SHIRE COUNCIL

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Councillors

NOTICE is hereby given that the Mayor has called an **EXTRAORDINARY MEETING** of the Committee of the Whole that will be held on 9 January 2018 at the Council Chambers, John Street, Coonabarabran **commencing at 8.45 am**.

For Council's information I refer Councillors to the NSW Local Government Act (1993) section 366 and 367;

s366 Calling of extraordinary meeting on request by councillors

If the mayor receives a request in writing signed by at least 2 councillors, the mayor must call an extraordinary meeting of the council to be held as soon as practicable but in any event within 14 days after receipt of the request.

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 s232, 241 and 242 of Division 2 of the Local Government Regulations (2005) **Convening of, and attendance at, council meetings**;

232 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.*

241 Giving notice of business

- 1. A council must not transact business at a meeting of the council:
(a) unless a councillor has given notice of the business in writing within such time before the meeting as is fixed by the council's code of meeting practice or (if the council does not have a code of meeting practice or its code of meeting practice does not fix that time) as is fixed by resolution of the council, and

(b) unless notice of the business has been sent to the councillors in accordance with section 367 of the Act.*

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2. *Subclause (1) does not apply to the consideration of business at a meeting if the business:*
 - (a) is already before, or directly relates to a matter that is already before, the council, or*
 - (b) is the election of a chairperson to preside at the meeting as provided by clause 236 (1), or*
 - (c) is a matter or topic put to the meeting by the chairperson in accordance with clause 243, or*
 - (d) is a motion for the adoption of recommendations of a committee of the council.*
3. *Despite subclause (1), business may be transacted at a meeting of a council even though due notice of the business has not been given to the 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.*

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

242 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.*
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 the 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.*

WARRUMBUNGLE SHIRE COUNCIL

Extraordinary Meeting – 9 January 2018

NOTICE is hereby given that the **EXTRAORDINARY MEETING** of Council will be held on Tuesday, 9 January 2018 at the Council Chambers, John Street, Coonabarabran commencing at 8.45 am.

AGENDA

Welcome

Turn Off Mobile Phones

Order of Business

Apologies

Disclosure of Interest

Pecuniary Interest

Non Pecuniary Conflict of Interest

Matter to be dealt with

Item 1 Skip Bins

Reports to be considered in Closed Council

Item 2.1 Mayoral Minute – Recruitment and Appointment of General Manager

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LEEANNE RYAN
ACTING GENERAL MANAGER

WARRUMBUNGLE SHIRE COUNCIL

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Matter to be dealt with “in committee”

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

The item relates to personnel matters and is classified **CONFIDENTIAL** under Section 10A(2) (a) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:

- (a) personnel matters concerning particular individuals (other than Councillors).

FURTHER that Council resolve:

- (a) that Council go into closed committee to consider business relating to personnel matters.
- (b) that pursuant to section 10A(1)-(3) of the Local Government Act 1993, 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) (a) as outlined above.
- (c) that 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.

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LEEANNE RYAN
ACTING GENERAL MANAGER

WARRUMBUNGLE SHIRE COUNCIL

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Item 1 Skip Bins

Notice of Motion

Title Name: Skip Bins

Cr Lewis has advised that at this meeting of Council he intends moving the following Notice of Motion:

'I am submitting this Notice Of Motion with the support of Councillors Todd, Iannuzzi, Doolan, Clancy and myself for inclusion at special meeting 9 January 2018 that the large skip bins be returned to the tips today or ASAP.'

**RAY LEWIS
COUNCILLOR**

RECOMMENDATION

For Council's consideration.

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Item 2 Reports to be Considered in Closed Council

RECOMMENDATION

That the confidential reports as listed be considered in a Meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993.

Item 2.1 Mayoral Minute – Recruitment and Appointment of General Manager

Division: Executive Services

Author: Councillor Peter Shinton – Mayor

1 Confidential Enclosure

Council will determine this matter in part of the Meeting closed to the public pursuant to Section 10A(2)(a) of the Local Government Act 1993, on the grounds that the matter and information are personnel matters concerning particular individuals (other than Councillors).

Summary

The purpose of this report is to conduct interviews for the position of General Manager.