

SHELLHARBOUR CITY COUNCIL

Extraordinary Council Meeting - Wednesday 29 March 2006

**Minutes of the Extraordinary Meeting
of Shellharbour City Council
held at the Council Chambers, Warilla
on Wednesday 29 March 2006 commencing at 5.40 pm**

Present

His Worship the Mayor	Councillor D Hamilton
A Ward	Councillor M Greig Councillor T Hawker
B Ward	Councillor H Stewart
C Ward	Councillor J Bailey Councillor D Briggs
D Ward	Councillor J Leedham Councillor T Hore
E Ward	Councillor G Rose
F Ward	Councillor B Bird Councillor H Gillett

In attendance

General Manager	B A Weir
Manager Executive Offices/Executive Assistant	F MastroDomenico
Strategic Consulting Solutions – Consultant	B Howe

Acknowledgement to Country

Shellharbour City Council acknowledges the Traditional Owners and Custodians of the Land on which we are meeting.

1. Apologies / Leave of Absence

Extraordinary Council Meeting

An apology was tendered on behalf of Councillors Mifsud and Jeffreys.

Committee of the Whole Council Meeting

An apology was tendered on behalf of Councillors Mifsud and Jeffreys.

134 RESOLVED: Hawker/Briggs. That the apologies as tendered be accepted.

135 RESOLVED: Hawker/Briggs That Mr Bob Howe from Strategic Consulting Solutions be permitted to attend the Committee of the Whole Meeting as Council's external consultant in relation to this matter.

2. Pecuniary Interest

Nil

3. Confidential Business (Committee of the Whole)

In accordance with the *Local Government Act 1993*, and the *Local Government (Meetings) Regulation 1993*, 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 Confidential Session of the Council meeting closed to the press and public.

Set out below is Section 10A(2) of the Local Government Act 1993, in relation to Confidential Business:

10A(2) Which parts of a meeting can be closed to the public? The matters and information are the following:

- (a) personnel matters concerning particular individuals;
- (b) the personal hardship of any resident or ratepayer;
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business;
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law;
- (f) matters affecting the security of the council, councillors, council staff or council property;

SHELLHARBOUR CITY COUNCIL

Extraordinary Council Meeting - Wednesday 29 March 2006

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

136 RESOLVED: Briggs/Bailey

1. That Council resolve into Committee of the Whole to consider the following business as listed, together with any late reports tabled at the meeting.
2. That pursuant to Section 10A(1-3) of the *Local Government Act 1993*, the press and public be excluded from the proceedings on the basis that the business to be considered is classified confidential under the provisions of Section 10A(2) of the Act as outlined above.
3. That the correspondence and reports relevant to the subject business be withheld from access to the press and public as required by the *Local Government Act 1993*, Section 11(2).

CONFIDENTIAL ITEMS

MAYORAL MINUTE

3.1 General Manager's Contract (8514922)

Reason for Confidentiality

This item is classified CONFIDENTIAL under the provisions of 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;

This report details the General Manager's contract and conditions of employment.

Adjourned 5.45 pm

Resumed 6.36 pm

4. Recommendations from Committee of the Whole

The following Recommendations to Council from the Committee of the Whole Council were read to the Meeting by the General Manager.

3.1 General Manager's Contract (8514922)

That Council offer Mr Weir a four-year contract and that Council and Mr Weir enter into negotiations in regard to the remuneration and other terms and conditions over the next three months and that Mr Weir consent to this.

SHELLHARBOUR CITY COUNCIL

Extraordinary Council Meeting - Wednesday 29 March 2006

137 RESOLVED: Hawker/Greig

That the Recommendations to Council from the Committee of the Whole meeting held earlier today be adopted.

5. Late Items of Business / Urgent Business (as introduced by the Chairperson)

Nil

Meeting closed 6.37 pm

CONFIRMED as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Shellharbour held 11 April 2006.

General Manager

Chairperson