

**Minutes of the Extraordinary Meeting
of Shellharbour City Council
held at the Council Chambers, Warilla
on Tuesday 24 June 2008 commencing at 7.37 pm
Submission in Reply to Public Inquiry**

Present

His Worship the Mayor	Councillor D Hamilton
A Ward	Councillor T Hawker
B Ward	Councillor H Stewart Councillor C Jeffreys
C Ward	Councillor J Bailey
D Ward	Councillor J Leedham Councillor T Hore
E Ward	Councillor C Mifsud 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
Manager Media & Communications	N East
Executive Assistant	L Davey

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

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Apologies were tendered on behalf of Councillor Greig and Councillor Briggs

220 RESOLVED: Hawker/Rose. That the apologies as tendered be accepted.

2. Pecuniary Interest

Nil

3. Mayoral Minute

3.1 Submission in Reply to the Shellharbour City Council Public Inquiry (8934306)

Reason for Confidentiality

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)(a) 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

221 RESOLVED: Rose/Mifsud

1. That Council resolve into Committee of the Whole (in Confidential Session) to consider the above business as listed, together with any late reports tabled at the meeting.

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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)(a) of the Act as outlined above. ***Amended as per Min No.225 of 1/7/08***
3. That the correspondence and reports relevant to the subject business be withheld from access to the press and public in accordance with Section 11(2) of the *Local Government Act 1993*.

CARRIED UNANIMOUSLY

A member of the public, Mr Moran, interrupted the Councillors and stated that he was not going to leave the Chamber if Council was going into Confidential Session. He stated that Council could not resolve into confidential as it was not advertised to the public that it was a Confidential Meeting and proceeded to make comments to various Councillors.

The Mayor adjourned the Meeting for 15 minutes and asked all Councillors to go into the Mayor's Office to continue the Confidential Meeting.

Mr Moran stated he too would go into the Mayor's Office.

Meeting adjourned at 7.38 pm

Note: The Councillors and public continued to exchange comments and the Mayor did not proceed to take the meeting into Confidential Session in his office.

Meeting resumed at 7.47 pm

The Mayor declared the Meeting reconvened. The Mayor stated that he had been talking to Councillors during the break and there was a consensus of opinion that Councillors generally support the document as printed and it will remain a confidential document until handed to the Commissioner tomorrow and it would be up to the Commissioner to decide whether to publicly release the submission or not.

The Mayor ruled that as a consensus had been formed there would be no debate and he would not accept a formal motion on the matter.

The Mayor formally closed the meeting.

Meeting closed 7.50 pm

CONFIRMED as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Shellharbour held 1 July 2008.

General Manager

Chairperson

