



# **MINUTES OF THE EXTRAORDINARY MEETING OF COUNCIL**

**commencing at 5pm on**

**WEDNESDAY 13 APRIL 2016**

**Council Chambers 11 Manning Street, KIAMA NSW 2533**

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**MINUTES OF THE EXTRAORDINARY MEETING OF THE COUNCIL OF  
THE  
MUNICIPALITY OF KIAMA HELD IN THE COUNCIL CHAMBERS,  
KIAMA, ON WEDNESDAY 13 APRIL 2016 AT 5PM**

**PRESENT:** Councillors M Honey, G McClure, N Reilly, K Rice, D Seage,  
and M Way

**IN ATTENDANCE:** Acting General Manager, Director Corporate and Commercial  
Services, Director Engineering and Works and Director  
Community Services

## **1 ELECTION OF CHAIR**

As the Mayor and Deputy Mayor were not present, the Acting General Manager called for nominations for a Chairperson for the meeting.

**16/098**

**Resolved** that Councillor Reilly be appointed as Chair for this meeting.

(Councillors Seage and Honey)

## **2 APOLOGIES**

The following apologies were tendered:

Mayor – Councillor B Petschler

Deputy Mayor – Councillor W Steel

Councillor A Sloan

**16/099**

**Resolved** that the apologies as tendered be accepted.

(Councillors Reilly and Seage)

## **3 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

The Chairperson declared the meeting open and acknowledged the traditional owners:

*“On behalf of those present, I would like to show my respect and acknowledge the traditional owners of the Land, of Elders past and present, on which this meeting takes place, and extend that respect to other Aboriginal and Torres Strait Islander people present.”*

Nil

## 4 CONFIDENTIAL SUMMARY

*16/100*

**Resolved** that at this time, 5.05pm, Council form itself into a Confidential Committee of the Whole to deal with matters listed in the recommendations as set out below subject to the consideration of any representations relating to such action.

(Councillors Seage and Way)

### Public Representations:

The Chairperson called for representations regarding issues which had been proposed to be disclosed in Confidential Committee of the Whole. No such representations were received.

#### 4.1 Exclusion Of Press And Public:

*16/101*

**Resolved** that in accordance with Sections 10 and 10A of the Local Government Act, 1993 as amended, Council close the meeting of the Confidential Committee of the Whole to the Press and Public to deal with the following matters on the grounds as detailed below.

#### 4.1 LEGAL SETTLEMENT - GENERAL INVESTMENTS

**Reason for Confidentiality:** This matter deals with advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege as per Section 10A(2)(g) of the Local Government Act. .

(Councillors Seage and Way)

## 5 CONFIDENTIAL REPORTS

### 5.1 Legal Settlement - General Investments

*16/102*

**Resolved** that Council in relation to the legal actions relating to investments held with Lehman Brothers give approval to execute all agreements under the Council Seal.

(Councillors Honey and Rice)

**Close of Confidential Committee of the Whole:**

**16/103**

**Resolved** that at this time, 5.14pm, the Confidential Committee of the Whole revert to Open Council.

(Councillors Way and Rice)

**Adoption of Report**

The Acting General Manager formally reported the recommendations of the Confidential Committee of the Whole more particularly set out above.

**16/104**

**Resolved** that the Confidential Committee of the Whole recommendation numbered 16/102 be confirmed and adopted.

(Councillors Seage and McClure)

**6 CLOSURE**

There being no further business the meeting closed at 5.15pm

These Minutes were confirmed at the Ordinary Meeting of Council held on 26 April 2016



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Chair