

# Minutes

## EXTRAORDINARY COUNCIL MEETING

**ALBY SCHULTZ MEETING CENTRE,  
COOTAMUNDRA**

**6:00PM, WEDNESDAY 17th April, 2019**

**Administration Centres: 1300 459 689**

**MINUTES OF COOTAMUNDRA-GUNDAGAI REGIONAL COUNCIL  
EXTRAORDINARY COUNCIL MEETING  
HELD AT THE ALBY SCHULTZ MEETING CENTRE, COOTAMUNDRA  
ON WEDNESDAY, 17 APRIL 2019 AT 6:00PM**

**PRESENT:** Cr Abb McAlister (Mayor), Cr Dennis Palmer (Deputy Mayor), Cr Leigh Bowden, Cr David Graham, Cr Gil Kelly, Cr Penny Nicholson, Cr Doug Phillips, Cr Charlie Sheahan

**IN ATTENDANCE:** Mr Adrian Barwick (Williamson Barwick Lawyers), Mr Evan Hutchings (Executive Project Manager)

**1 ACKNOWLEDGEMENT OF COUNTRY**

The Chairperson acknowledged the Wiradjuri people who are the Traditional Custodians of the Land at which the meeting was held and paid his respects to Elders, both past and present, of the Wiradjuri Nation and extended that respect to other Aboriginal people who were present.

**2 APOLOGIES**

Note: An apology was received on behalf of Councillor Craig Stewart.

**RESOLUTION 097/2019**

Moved: Cr Gil Kelly

Seconded: Cr Leigh Bowden

**The apology received from Cr Stewart be accepted and leave of absence granted.**

**CARRIED**

**3 DISCLOSURES OF INTEREST**

Nil.

**4 CONFIDENTIAL ITEMS**

**4.1 CLOSED COUNCIL REPORT**

**RESOLUTION 098/2019**

Moved: Cr Gil Kelly

Seconded: Cr Leigh Bowden

- 1. Items 4.2, 4.3 and 4.4 be considered in closed Council at which the press and public are excluded in accordance with the applicable provisions of the Local Government Act, 1993 and related public interest reasons detailed.**

2. In accordance with section 11 (2) and (3) of the Local Government Act, 1993, the reports, correspondence and other documentation relating to Items 4.2, 4.3 and 4.4 be withheld from the press and public.

#### 4.2 MAYORAL MINUTE - GENERAL MANAGERS CONTRACT OF EMPLOYMENT

##### Provisions for Confidentiality

Section 10A (2) (a) – The Confidential Report contains personnel matters concerning particular individuals (other than councillors).

##### Public Interest

N/A.

#### 4.3 MAYORAL MINUTE - INTERIM GENERAL MANAGER ARRANGEMENTS

##### Provisions for Confidentiality

Section 10A (2) (a) – The Confidential Report contains personnel matters concerning particular individuals (other than councillors).

##### Public Interest

N/A.

#### 4.4 MAYORAL MINUTE - RECRUITMENT OF GENERAL MANAGER

##### Provisions for Confidentiality

Section 10A (2) (a) – The Confidential Report contains personnel matters concerning particular individuals (other than councillors).

##### Public Interest

N/A.

**CARRIED**

#### 4.2 MAYORAL MINUTE - GENERAL MANAGERS CONTRACT OF EMPLOYMENT

#### **RESOLUTION 099/2019**

Moved: Cr Doug Phillips

Seconded: Cr David Graham

Note: Mr Adrian Barwick of Williamson Barwick Lawyers addressed Council in relation to this matter.

#### **RECOMMENDATION**

1. Council notes the confidential legal advice regarding the employment of the General Manager;
2. Council resolves to terminate the employment of the General Manager, to take effect 18 April 2019;
3. Council authorises and empowers the Mayor to write to the General Manager to terminate his employment, to take effect 18 April 2019;

**4. In furtherance of 3 above, the Mayor is authorised and empowered to seek the assistance of legal representatives of Council.**

**CARRIED**

**4.3 MAYORAL MINUTE - INTERIM GENERAL MANAGER ARRANGEMENTS**

**RESOLUTION 100/2019**

Moved: Cr David Graham  
Seconded: Cr Penny Nicholson

**Council appoints, with immediate effect upon the termination of the employment of the General Manager on 18 April 2019, Mr Phil McMurray to act in the vacant position of General Manager until 31 October 2019 or some other date as is resolved by Council from time to time.**

**CARRIED**

**4.4 MAYORAL MINUTE - RECRUITMENT OF GENERAL MANAGER**

**RESOLUTION 101/2019**

Moved: Cr Charlie Sheahan  
Seconded: Cr Doug Phillips

**The following recruitment companies be invited to submit proposals, including quotations, for the recruitment of the General Manager:**

- **Blackadder Associates**
- **Local Government NSW Management Solutions**
- **McArthur Management Services**

**CARRIED**

**4.5 RESUMPTION OF OPEN COUNCIL MEETING**

**RESOLUTION 102/2019**

Moved: Cr Leigh Bowden  
Seconded: Cr Charlie Sheahan

**The Open Council meeting resume.**

**CARRIED**

**The Meeting closed at 7.33pm.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 30 April 2019.**

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**CHAIRPERSON**

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**GENERAL MANAGER**