

Kyogle Council

Unconfirmed Minutes of the Extraordinary Meeting held in the Council Chambers, Stratheden Street, Kyogle, on Wednesday 1 March 2017.

PRESENT

Cr John Burley (Deputy Mayor in the Chair), Cr Maggie May, Cr Earle Grundy, Cr Janet Wilson, Cr Kylie Thomas, Cr Robert Dwyer, Cr Lindsay Passfield and Cr Hayden Doolan.

IN ATTENDANCE

The General Manager, the Director of Planning and Environment, the Senior Town Planner, the Personal Assistant to the General Manager.

MEETING COMMENCEMENT

The Deputy Mayor declared the meeting open at 5pm.

ITEM 1 APOLOGIES

An apology was received from Councillor Danielle Mulholland

010317/01 RESOLVED

Moved Councillor Lindsay Passfield, seconded Councillor Kylie Thomas.

That the apology be accepted and a leave of absence be granted.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Danielle Mulholland

ITEM 2 OPENING PRAYER

The Deputy Mayor read the opening prayer.

ITEM 3 TRADITIONAL LANDS ACKNOWLEDGEMENT

The Deputy Mayor acknowledged that the meeting was being held on the Traditional Lands of the Bundjalung people.

ITEM 4 DECLARATION OF INTERESTS

Nil

ITEM 5 CONFIDENTIAL BUSINESS PAPER

ITEM 5.01 MOVED INTO CLOSED COMMITTEE

**ITEM 5.1 LEGAL ADVICE IN RELATION TO DEVELOPMENT
APPLICATION 2016/59**

This report is CONFIDENTIAL in accordance with Section 10A(2)(g) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following

(g) advice concerning litigation, or advice that would otherwise be privileged

It is not in the public interest and would be contrary to privacy provisions to reveal these details.

Pursuant to Section 10A(4), the public were invited to make representations to the council meeting before any part of the meeting was closed, as to whether that part of the meeting should be closed.

010317/02 RESOLVED

Moved by Councillor Lindsay Passfield, seconded by Cr Maggie May.

That Council:

1. Resolved to move into closed council to consider business identified, together with any late reports tables at the meeting.
2. Pursuant to Section 10A(1)-(3) of the Local Government Act, exclude the media and the public from the meeting on the basis that the business to be considered is classified confidential under provisions of Section 10A(2) as outlined above.
3. Withhold the correspondence and reports relevant to the subject business from the media and the public as required by Section 11(2) of the Local Government Act.

CARRIED

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE - Danielle Mulholland

Council closed its meeting at 5.02pm. The public and the media left the chamber.

5.01 OPEN COUNCIL RESUMES

010317/05 RESOLVED

Moved by Councillor Lindsay Passfield, seconded by Councillor Robert Dwyer.

That Council move out of Closed Council into Open Council.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Danielle Mulholland

Open Council resumed at 5.41pm.

The Deputy Mayor read the following resolutions of Closed Council to the meeting.

010317/03 RESOLVED

Moved by Councillor Lindsay Passfield, seconded by Councillor Maggie May.

That Council receives and notes the verbal report from Council's legal representative in relation to Development Application 2016-59.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Danielle Mulholland

010317/04 RESOLVED

Moved by Councillor Earle Grundy, seconded by Councillor Maggie May.

That Council delegates to the General Manager the authority to take all actions, and make all determinations, in relation to legal matters relating to Development Application 2016-59 and the Order issued by Council on 15 July 2016.

CARRIED

FOR VOTE - Unanimous vote
ABSENT. DID NOT VOTE - Danielle Mulholland

MEETING CLOSURE

There being no further business the Deputy Mayor declared the meeting closed at 5.42pm.