



# **MINUTES**

**Extraordinary Council Meeting**

**28 October 2024**

**MINUTES OF KYOGLE COUNCIL  
EXTRAORDINARY COUNCIL MEETING  
HELD AT THE KYOGLE COUNCIL CHAMBERS, STRATHEDEN STREET, KYOGLE  
ON MONDAY, 28 OCTOBER 2024 AT 2PM**

**PRESENT:** Cr John Burley (Deputy Mayor), Cr Janet Wilson, Cr Robert Cullen, Cr Olivia Taylor, Cr Brett McNamara, Cr Kieran Somerville, Cr Robin Harley.

**IN ATTENDANCE:** The Acting General Manager, Director of Assets and Infrastructure Services, Manager Development and Regulation, Finance Manager, Jodie Bosworth of auditors HLB Mann Judd, Executive Assistant to the General Manager.

## **1 OPEN MEETING AND APOLOGIES**

The Deputy Mayor declared the meeting open at 2pm and advised those present that the meeting was being webcast (meetings are recorded and the recording is then uploaded to Council's website). The Deputy Mayor cautioned anyone speaking at the meeting to refrain from making defamatory statements or comments. The Deputy Mayor advised everyone at the meeting that Council accepted no responsibility for any damages that may result from defamatory statements made by anyone speaking at the meeting. All liability rests with the individual making the comments

Apologies were received by Cr Danielle Mulholland and Cr Tom Cooper.

### **1.1 LEAVE OF ABSENCE**

#### **RESOLVED CO/1024/7**

Moved by Cr Robin Harley, seconded by Cr Janet Wilson

That Council accept the apology from Councillors Danielle Mulholland and Tom Cooper and grant them both a leave of absence for this meeting.

**CARRIED**

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE – Crs Danielle Mulholland and Tom Cooper

## **2 OPENING PRAYER**

The Deputy Mayor read the opening prayer.

## **3 TRADITIONAL LANDS ACKNOWLEDGEMENT**

The Deputy Mayor acknowledged that the meeting was being held on the traditional lands of the Bundjalung people and acknowledged Elders past, present and emerging.

## **4 DECLARATION OF INTERESTS**

Nil

**5 PUBLIC FORUM**

Nil

**6 STAFF REPORTS**

Jodie Bosworth of HLB Mann Judd addressed the meeting, providing an overview of the audit process.

**6.1 PRESENTATION FROM AUDITORS 2023/2024 FINANCIAL STATEMENTS****RESOLVED CO/1024/8**

Moved by Cr Janet Wilson, seconded by Cr Brett McNamara

That Council receives and notes the presentation from Council's auditors HLB Mann Judd in relation to the 2023/2024 audit process.

**CARRIED**

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE – Crs Danielle Mulholland and Tom Cooper

Ms Bosworth left the meeting at 2.12pm.

**6.2 2023/2024 FINANCIAL STATEMENTS****RESOLVED CO/1024/9**

Moved by Cr Robin Harley, seconded by Cr Brett McNamara

That Council:

1. Receives and notes the report on the 2023/2024 Financial Statements
2. Adopts the 2023/2024 General Purpose Financial Report and the Statement as to the opinion of the report contained therein;
3. Authorises the Mayor, Deputy Mayor, Acting General Manager and Manager Financial Services (Responsible Accounting Officer) to sign the Statement to the General Purpose Financial Report;
4. Adopts the 2023/2024 Special Purpose Financial Report and the Statement as to the opinion of the report contained therein;
5. Authorises the Mayor, Deputy Mayor, Acting General Manager and Manager Financial Services (Responsible Accounting Officer) to sign the Statement to the Special Purpose Financial Report.

**CARRIED**

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE – Crs Danielle Mulholland and Tom Cooper

**6.3 COUNCIL DELEGATES****RESOLVED CO/1024/10**

Moved by Cr Brett McNamara, seconded by Cr Kieran Somerville

That Council:

1. Receives and notes the report, *Council Delegates*.
2. Adopts the following Delegates List and Membership structure:

Organisation	Delegate(s)
Kyogle and District Chamber of Commerce	Cr Olivia Taylor and Cr Brett McNamara
National Timber Councils' Association	Cr Danielle Mulholland Alternate – Cr Kieran Somerville
Reconciliation Committee	Cr Robin Harley Alternate – Cr John Burley
Joint Regional Planning Panel	Mayor Cr Danielle Mulholland and Cr Olivia Taylor
General Manager Selection/Review	Mayor, Deputy Mayor, Cr Janet Wilson, Cr Brett McNamara and Cr Olivia Taylor
Audit Risk and Improvement Committee	Cr Janet Wilson Alternates Cr Olivia Taylor and Cr Kieran Somerville
Climate Change Working Group	Cr Brett McNamara, Cr John Burley, Cr Kieran Somerville
Arts Northern Rivers	Cr Janet Wilson Alternates Cr Kieran Somerville and Cr Olivia Taylor
Traffic Committee	Cr Rob Cullen Alternate Cr Robin Harley
Northern Rivers Bushfire Committee	Cr Brett McNamara Alternate Cr Tom Cooper

**CARRIED**

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE – Crs Danielle Mulholland and Tom Cooper

**7 URGENT BUSINESS WITHOUT NOTICE**

Nil

**8 CONFIDENTIAL BUSINESS PAPER****RESOLVED CO/1024/11**

Moved by Cr Robert Cullen, seconded by Cr Janet Wilson

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

**8.1 Possible Land Acquisition Roxy Lane**

This matter is considered to be confidential under Section 10A(2) - di of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**CARRIED**

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE – Crs Danielle Mulholland and Tom Cooper

Section 10A(4) of the Local Government Act, 1993 provides that members of the public are allowed to make representations to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed. Prior to voting on moving the meeting into confidential, the Deputy Mayor asked the gallery if anyone would like to make representations to Council as to why the meeting should not be closed. No one made any representations.

The meeting was closed to the media and the public at 2.33pm

The meeting resumed at 2.41pm.

The Deputy Mayor read the following resolutions of the Confidential Meeting to the open Council meeting:

**Item 8.1 Possible Land Acquisition Roxy Lane**

Moved by Cr Robin Harley, seconded by Cr Janet Wilson

That Council:

1. Receives and notes the report, *Possible Land Acquisition Roxy Lane*;
2. Approves the acquisition of a portion of Lot 2 DP 327761 by agreement and authorises the General Manager to execute the documentation required to complete the acquisition.

**CARRIED**

FOR VOTE - Unanimous vote

ABSENT. DID NOT VOTE – Crs Danielle Mulholland and Tom Cooper

**The Meeting closed at 2.41pm.**

**The minutes of this meeting were confirmed at the Ordinary Meeting of the Kyogle Council held on 11 November 2024.**

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**CHAIRPERSON**