

# MINUTES

## OF THE EXTRAORDINARY MEETING OF COUNCIL

*File No. 100/09*



held on Wednesday, 30 September 2009

The meeting commenced at 8.32 am.



## MINUTES OF THE EXTRAORDINARY MEETING OF COUNCIL

held in the Council Chamber, Civic Centre, Elizabeth Street, Moss Vale  
on Wednesday, 30 September 2009

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**COMMENCING AT:** 8.32 am

**PRESENT:** Clr T D Gair (Mayor) in the Chair  
Clr G McLaughlin (Deputy Mayor)  
Clr J G Arkwright  
Clr J R Clark  
Clr K Halstead  
Clr J Mauger (arrived 8.40 am)  
Clr D Stranger  
Clr P B Tuddenham  
Clr L A C Whipper

**IN ATTENDANCE:** Kleem Consulting and ) Mr John Kleem and  
Blackadder Associates ) Mr Stephen Blackadder  
Acting Manager Administration  
& Library Services Ms Kathryn Long

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### PRAYER

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100/1

The meeting was opened in prayer led by the Mayor, Clr T D Gair.

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### APOLOGY

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*There were no apologies at this meeting.*

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**DECLARATIONS OF INTEREST**

101/3

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*There were no declarations of interest at this meeting.*

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**CORPORATE SERVICES DIVISION**

**c-CS1 Closed Council**

To consider moving into Closed Council.

At this juncture, the time being 8.30 am, pursuant to section 10A(4), the Mayor offered the opportunity to members of the public to make representations to Council as to whether any items of the Closed Council should not be considered in Closed Council.

This information would, if disclosed, prejudice the maintenance of the law, AND THAT the press and public be excluded from Closed Council as it is the opinion of the General Manager that publication of the proceedings would be prejudicial to the public interest by reason of the confidential nature of the business to be transacted.

No objections were received from the members of the public.

**MN 421/09**

**MOTION** moved by Cllr K Halstead and seconded by Cllr J Arkwright:

1. **THAT Council moves into Closed Council in accordance with the requirements of Section 10 of the Local Government Act 1993 as addressed below to consider the following report:**

**c-GM1 INTERVIEWS FOR GENERAL MANAGER**

**503/60**

**Relevant Legal Provision**

***This report is placed in Closed Committee as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting business under Clause 10A(2)(d) of the Local Government Act.***

**Brief Description**

***Consultants, John Kleem Consulting and Blackadder Associates, recruiting for the position of General Manager, have requested that Council conduct interviews for the position in closed Council to ensure the confidentiality of the interview process.***

**Public Interest**

***It is not in the public interest to consider this information in Open Council because it contains information which could prejudice the commercial position of the person who supplies it.***

2. **THAT the minutes of the Closed Council part of the meeting (being the Council's resolution) be made public.**

**PASSED**

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## REPORT OF CORPORATE SERVICES

### c-GM1 Interviews for General Manager

REF: MALS

503/60

#### Relevant Legal Provision

This report is placed in Closed Committee as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting business under Clause 10A(2)(d) of the Local Government Act.

#### Brief Description

Consultants, John Kleem Consulting and Blackadder Associates, recruiting for the position of General Manager, have requested that Council conduct interviews for the position in closed Council to ensure the confidentiality of the interview process.

#### Public Interest

It is not in the public interest to consider this information in Open Council because it contains information which could prejudice the commercial position of the person who supplies it.

The Committee on a **MOTION** moved by Clr J Mauger and seconded by Clr J Arkwright  
**RECOMMENDED:**

1. **THAT** an offer of appointment be made to the preferred candidate for the position of General Manager with Wingecarribee Shire Council.
2. **THAT** the Mayor, Clr T D Gair and Deputy Mayor Clr G McLaughlin be authorised to settle the terms of the offer with the preferred candidate as discussed in the Closed Council held on Wednesday 30 September 2009.
3. **THAT** the appointment of the preferred candidate to the position of General Manager be endorsed subject to the candidate's acceptance of the terms and conditions agreed to in 2 above.
4. **THAT** the terms of the settlement be noted at the Ordinary Meeting of Council to be held on Wednesday, 14 October 2009.

#### **PASSED**

*The motion was carried unanimously.*

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### OPEN COUNCIL

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**MN 422/09**

107/10

**MOTION** moved by Clr K Halstead and seconded by Clr G McLaughlin:

**THAT** Council moves back into Open Council.

**PASSED**

No members of the public were present in the Chamber.

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### ADOPTION OF CLOSED COUNCIL

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**MN 423/09**

107/9

**MOTION** moved by Clr J Clark and seconded by Clr G McLaughlin:

1. **THAT** an offer of appointment be made to the preferred candidate for the position of General Manager with Wingecarribee Shire Council.
2. **THAT** the Mayor, Clr T D Gair and Deputy Mayor Clr G McLaughlin be authorised to settle the terms of the offer with the preferred candidate as discussed in the Closed Council held on Wednesday 30 September 2009.
3. **THAT** the appointment of the preferred candidate to the position of General Manager be endorsed subject to the candidate's acceptance of the terms and conditions agreed to in 2 above.
4. **THAT** the terms of the settlement be noted at the Ordinary Meeting of Council to be held on Wednesday, 14 October 2009.

**PASSED**

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### THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 5.57PM

In accordance with the provisions of Section 375(2) of the Local Government Act, these Minutes of the Extraordinary Council Meeting held Wednesday, 30 September 2009 numbered M/N 421/09 to M/N 423/09, were signed by me hereunder at the Council Meeting held on Wednesday, 14 October 2009.

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CHAIRMAN

READ AND CONFIRMED ON WEDNESDAY, 14 OCTOBER 2009

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CHAIRMAN

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PUBLIC OFFICER