



## MINUTES OF THE EXTRAORDINARY MEETING OF KEMPSEY SHIRE COUNCIL

Thursday 9<sup>th</sup> March 2006 commencing at 8.03am and concluding Tuesday  
14<sup>th</sup> March 2006.

### **PRESENT:**

Councillors J A C Hayes, (Mayor and Chairman), J H Howell, E A Green, J C  
Gribbin, T L Hunt, R H McWilliam, D F Saul, B R Sowter and E R Walker.

Acting General Manager, G B Snape; Acting Director Shire Services, G R  
Whelan; Director Sustainable Services, R B Pitt; Manager Macleay Water,  
Anne-Maree Burke; Pat Hanrahan, Minute Taker and Hayley Scott.



### **CONSIDERATION OF LATE REPORTS**

2006. 105

#### **RESOLVED:**

*Moved: Cl. Green  
Seconded: Cl. McWilliam*

**That the late reports be considered in conjunction with the  
relevant Director's reports.**



### **PUBLIC FORUM**

- 1 - Mr Trevor Scott addressed Council regarding the Closure of  
the Meeting for the items listed in confidential matters for  
consideration.
- 2 - Mr Kevin Hill addressed Council regarding the  
appropriateness of the items that were listed on the agenda.



### **ASSESSMENT OF ITEMS LISTED IN CONFIDENTIAL BUSINESS PAPER**

2006. 106

#### **RESOLVED:**

*Moved: Cl. Howell  
Seconded: Cl. Walker*

That the matters listed in the confidential section, being matters 1 - 4 be deferred until this meeting is re-convened with the General Manager present, being either Tuesday 14th March 2006, or alternatively the meeting be re-convened in any case within 7 days of 14<sup>th</sup> March 2006.



## ADOPTION OF AGENDA ORDER OF BUSINESS

2006. 107 RESOLVED:

*Moved: Cl. Green  
Seconded: Cl. McWilliam*

That the Agenda Order of Business be adopted.



## MAYORAL REPORT

MM1	EXTRAORDINARY MEETING	
FILE: 335	JACH	{ Folio No. 316874 }

### SUMMARY:

Reporting on the calling of an extraordinary meeting.



2006. 108 RESOLVED:

*Moved: Cl. Hayes  
Seconded: Cl. McWilliam*

That the actions of the Mayor in including the additional matters on the Agenda for the Extraordinary Meeting of 9<sup>th</sup> March 2006 be ratified.



## MATTERS FOR CONSIDERATION

2006. 110 RESOLVED:

*Moved: Cl. Howell  
Seconded: Cl. Green*

That Council move into workshop to allow discussion in open Council on the following items.

- Item 1 - Waste Receiving Centres
- Item 2 - Customer First Centre
- Item 3 - Jerseyville and Greenhills Sewerage Scheme
- Item 4 - Bellbrook and Stuarts Point Water Systems
- Item 5 - Point Plomer Road
- Item 6 - Tender for Kerbside Recycling and Processing of Material



## MOTION TO RESUME COUNCIL MEETING

2006. 111

RESOLVED:

*Moved: Cl. Green  
Seconded: Cl. Howell*

That the formal Council meeting be resumed.



## CONFIDENTIAL MATTERS FOR CONSIDERATION

The following items listed for the confidential business paper for the reasons stated were deferred until this meeting is re-convened.

- Item 1 - Output of Staff Meeting – 23<sup>rd</sup> February 2006
- Item 2 - Director Shire Services
- Item 3 - General Manager Press Release
- Item 4 - General Managers Performance Review



## ADJOURNMENT:

At this stage 9.28am the Meeting was adjourned, to be re-convened on Tuesday 14<sup>th</sup> March 2006 or within 7 days of 14<sup>th</sup> March 2006.



## RESUMPTION:

The Meeting resumed at 8.02am on Tuesday 14<sup>th</sup> March 2006.

**PRESENT:**

Councillors J A C Hayes, (Mayor and Chairman), J H Bowell, E A Green, J C Gribbin, T L Hunt, R H McWilliam, D F Saul, B R Sowter and E R Walker.

General Manager, A V Burgess; Acting Director Shire Services, G R Whelan; Director Sustainable Services, R B Pitt; Director Corporate Services, G B Snape.



**GENERAL MANAGER'S REPORT**

<b>DCS1</b>	<b>CUSTOMER FIRST CENTRE</b>
<b>FILE: *</b>	<b>GBS {Folio No. *}</b>

**SUMMARY:**

Reporting on progress towards completion of the Customer First Centre.



**General Manager's Recommendation:**

**That the information be noted.**

**2006. 112 RESOLVED:**

*Moved: Cl. Hunt  
Seconded: Cl. Sowter*

**That the information be noted.**



**MOTION FOR CONFIDENTIAL COMMITTEE**

**2006. 113 RESOLVED:**

*Moved: Cl. Green  
Seconded: Cl. Mcwilliam*

**That Council form itself into the Confidential Committee of the Whole, and at this stage the meeting be closed to the public to permit discussion of the confidential business items listed for the reasons as stated in the Agenda.**



## REPORT OF THE MEETING OF THE COMMITTEE OF THE WHOLE

Upon resumption of Open Council, the following Report of the Committee of the Whole was submitted by the General Manager.



## CONFIDENTIAL MATTERS FOR CONSIDERATION

2006. 114 RECOMMENDED:

*Moved: Cl. Howell  
Seconded: Cl. Green*

That Council move into Workshop to allow discussion on items listed in the Confidential Section of the Business Paper being as follows:-

### Item 1 - Output of Staff Meeting – 23<sup>rd</sup> February 2006

REASON FOR DISCUSSION ON A CONFIDENTIAL BASIS

This matter is to be discussed on a confidential basis as it involves personnel matters concerning particular individuals (other than Councillors). (Local Government Act 1993, section 10A(2)(a))

### Item 2 - Director Shire Services

REASON FOR DISCUSSION ON A CONFIDENTIAL BASIS

This matter is to be discussed on a confidential basis as it involves personnel matters concerning particular individuals (other than Councillors). (Local Government Act 1993, section 10A(2)(a))

### Item 3 - General Manager's Press Release plus the Confidential Supplementary Report dated 14th March 2006

REASON FOR DISCUSSION ON A CONFIDENTIAL BASIS

This matter is to be discussed on a confidential basis as it involves personnel matters concerning particular individuals (other than Councillors). (Local Government Act 1993, section 10A(2)(a))

## MOTION TO RESUME CONFIDENTIAL COMMITTEE

2006. 115 RECOMMENDED:

*Moved: Cl. Sowter  
Seconded: Cl. Walker*

That the Confidential Committee of the Whole be resumed.

## **MOTION TO RESUME OPEN COUNCIL MEETING**

2006. 116 **RECOMMENDED:**

*Moved: Cl. Sowter  
Seconded: Cl. Walker*

That the Open Council Meeting be resumed.

## **ADOPTION OF REPORT OF THE CONFIDENTIAL COMMITTEE OF THE WHOLE**

2006. 117 **RESOLVED:**

*Moved: Cl. Sowter  
Seconded: Cl. Walker*

That the foregoing recommendations of the Confidential Committee of the Whole, as reported by the General Manager be adopted.

## **ADJOURNMENT**

At this stage 8.58am the Meeting was adjourned until the conclusion of the Ordinary Council Meeting of 14th March 2006 which was due to commence at 9.00am.



## **RESUMPTION:**

The Extra-Ordinary Council Meeting resumed at 5.05pm Tuesday 14th March 2006 and all present at the adjournment were in attendance.



## **MOTION TO RESUME CONFIDENTIAL COMMITTEE OF THE WHOLE**

2006. 183 **RESOLVED:**

*Moved: Cl. Howell  
Seconded: Cl. Walker*

That Council form itself into the Confidential Committee of the Whole, and at this stage the meeting be closed to the public to permit discussion of the confidential business items listed for the reasons as stated.

**Item 1 - Output of Staff Meeting – 23<sup>rd</sup> February 2006**

**REASON FOR DISCUSSION ON A CONFIDENTIAL BASIS**

This matter is to be discussed on a confidential basis as it involves personnel matters concerning particular individuals (other than Councillors). (Local Government Act 1993, section 10A(2)(a))

**Item 2 - Director Shire Services**

**REASON FOR DISCUSSION ON A CONFIDENTIAL BASIS**

This matter is to be discussed on a confidential basis as it involves personnel matters concerning particular individuals (other than Councillors). (Local Government Act 1993, section 10A(2)(a))

**Item 3 - General Manager's Press Release plus the Confidential Supplementary Report dated 14th March 2006**

**REASON FOR DISCUSSION ON A CONFIDENTIAL BASIS**

This matter is to be discussed on a confidential basis as it involves personnel matters concerning particular individuals (other than Councillors). (Local Government Act 1993, section 10A(2)(a))



**REPORT OF THE MEETING OF THE CONFIDENTIAL COMMITTEE OF THE WHOLE**

Upon resumption of Open Council, the following Report of the Committee of the Whole was submitted by the General Manager.



**OUTPUT OF STAFF MEETING**

**REASON FOR DISCUSSION ON A CONFIDENTIAL BASIS**

This matter was discussed on a confidential basis as it involves personnel matters concerning particular individuals (other than Councillors). (Local Government Act 1993, section 10A(2)(a))

2006. 185 **RECOMMENDED:**

*Moved: Cl. Hunt  
Seconded: Cl. Walker*

1. That Council notes the Councillors comments on the matter of the staff meeting.
2. Further that Council notes that the General Manager is investigating the matters and will report to Council when the investigation is completed.

## GENERAL MANAGER'S SUPPLEMENTARY CONFIDENTIAL REPORT

GM1 SUPP	DIRECTOR SHIRE SERVICES FILE: S10-13 AVB {Folio No. * }
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### REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

(Local Government Act 1993, section 10a(2)(a).

This report is submitted on a confidential basis as it contains information concerning personnel matters of particular individuals (other than councillors).

### SUMMARY:

To outline for Council the events leading up to the calling of an Extraordinary meeting on the 9th March 2006.



2006. 186 **RECOMMENDED:**

*Moved: Cl. Hunt  
Seconded: Cl. Walker*

1. That the information contained in the General Manager's Confidential Supplementary Report dated 14th March 2006 be noted.
2. That Council reinforces the recommendation of the General Manager's Performance Review Committee that the internal reporting systems be strengthened.



## ADOPTION OF REPORT OF THE CONFIDENTIAL COMMITTEE OF THE WHOLE

2006. 187 **RESOLVED:**

*Moved: Cl. Sowter  
Seconded: Cl. Walker*

**That the foregoing recommendations of the Confidential Committee of the Whole, as reported by the General Manager be adopted.**

## **CONCLUSION**

There being no further business the meeting concluded at 5.34pm.