

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS
ON 23 JANUARY 2023

PRESENT: Mayor P Kensit (Chairperson), Cr D O'Brien, Cr M McDonald, Cr N McDonald Cr J Searl, Cr S Reynolds, Cr L Woodbridge, Ms C Worthy (General Manager), Mr A Croke (Director Finance and Administration), Mr L Kruger (Director of Infrastructure), Ms A Waldron (Director of Environment & Planning), Ms K McCarthy (Executive Assistant) and Mr C Gordon (Communications Officer)

WEBLINK: Cr P Culhane

THE MAYOR DECLARED THE MEETING OPEN AT 09:32am

There were no public gallery attendees today.

Mayor Kensit advised that the meeting is being webcast live and audio recorded in accordance with Council Code of Meeting Practice

An acknowledgement of Country was read to the meeting by the Mayor.

SECTION 1: APOLOGIES & LEAVE OF ABSENCE

Apology was received Cr J Marshall

1/23 **RESOLVED** by Cr Searl and Cr Woodbridge that the apologies be received and a leave of absence granted.

- CARRIED

Councillors who voted for:- Crs P Culhane, P Kensit, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

SECTION 2: CITIZENSHIP CEREMONY

Nil

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS
ON 23 JANUARY 2023

SECTION 3: DECLARATIONS OF INTEREST

General Manager declared a pecuniary interest in Confidential Item 2.2 Mayoral Minute - General Manager's Contract Of Employment as it refers to her contract, and will leave the meeting upon making the declaration and not return until the matter is resolved.

**ITEM 1.1 PRESENTATION OF THE 2021/2022 FINANCIAL STATEMENTS
AND INDEPENDENT AUDITOR'S REPORT**

02/23 RESOLVED by Cr Searl and Cr O'Brien

1. Council receive and note the NSW Audit Office external Independent Auditor's Reports and public presentation of the 2021/2022 Financial Statements.

- CARRIED

Councillors who voted for:- Crs P Culhane, P Kensit, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS
ON 23 JANUARY 2023

CLOSED COUNCIL ITEMS

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in 10A (2) 2c and 2a of the Act and should be dealt with in a part of the meeting closed to the public and the media.

***Note:** Pursuant to Clause 25(1) of the Local Government (Meetings) Regulation, Council invites verbal representation by members of the public about whether the items listed below should not be considered by Council in a Closed Meeting. The items are:*

03/23

RESOLVED by Cr Searl and Cr M McDonald

1. That Council move into closed Council to consider business identified, together with any late reports tabled at the meeting.
2. That pursuant to sections 10A (2) 2c and 2a of the Local Government Act 1993: the press and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A (2) 10A (2c) 10A (2a) as outlined above.
3. That the report relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act, 1993.

- CARRIED

Councillors who voted for:-

Crs P Culhane, P Kensit, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

Council closed its meeting at 9:48am and the public, staff and press left the chambers and live streaming ceased.

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS
ON 23 JANUARY 2023

024/23

RESOLVED by Cr Searl and Cr M McDonald

That Council move out of closed Council and into open Council.

- CARRIED

Councillors who voted for:-

Crs P Culhane, P Kensit, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

Open Council resumed at 10:18am live streaming returned to the public prior to the meeting closing.

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS
ON 23 JANUARY 2023

Resolutions from the Closed Council Meeting

The following resolutions of Council, while the meeting was closed to the public, were read to the meeting by the Mayor.

SECTION 4: CONFIDENTIAL SESSION

ITEM 2.1 LAND ACQUISITION FOR NEW BRIDGE OVER CURAWEELA CREEK ON TARALGA/OBERON ROAD

05/23 **RESOLVED** by Cr Woodbridge and Cr Reynolds

1. Subject to a survey upon completion, Council compensate Mrs C Collins Black and Mr J R Black of Lot 11 DP827391 as per Council's Land Acquisition Policy, approximately \$1,630 for 0.226Ha of land; and that
2. Subject to a survey upon completion, Council compensate Mr E D Workman of Lot 1 DP 826288 as per the rates negotiated, approximately \$4,378 for 0.061Ha of land.
3. Council's General Manager be delegated authority to negotiate variation to the compensatory amounts mentioned in point 1 and 2 of this recommendation.

- CARRIED

Councillors who voted for:- Crs P Culhane, P Kensit, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

General Manager, Colleen Worthy left the meeting in line with her declaration the time being 9:54am and did not return until Council returned to open Council at 10:19am.

Director Environment and Planning A Waldron, departed the Council Chambers for Confidential Item 2.2 the time being 9:54am and did not return until Council returned to open Council at 10:19am

Director Finance and Administration, A Croke and Director of Infrastructure L Kruger departed the Council Chambers for Item 2.2 the time being 9:54am and did not return to the meeting.

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
EXTRAORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS
ON 23 JANUARY 2023

ITEM 2.2 MAYORAL MINUTE - GENERAL MANAGER'S CONTRACT OF EMPLOYMENT

06/23 RESOLVED by Cr Searl and Cr N McDonald

1. The Mayoral Minute on the resignation of the General Manager is received.
2. Council regrettably accepts Ms Colleen Worthy's resignation.
3. Council authorise the Mayor to agree the terms of separation.
4. Council understands Ms Worthy's decision and wish her all the best into the future.
5. Council write to Ms Worthy, accept her resignation, and acknowledge her service with Upper Lachlan Shire Council.
6. Council determine to appoint the current Director Environment and Planning, Ms Alex Waldron, in to the role of Acting General Manager effective 4 March 2023.
7. Council determine to seek expressions of interest from suitably qualified recruitment consultants to undertake the recruitment of a new General Manager.

- CARRIED

Councillors who voted for:- Crs P Culhane, P Kensit, M McDonald, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

THE MEETING CLOSED AT 10:22am

Minutes confirmed 16 FEBRUARY 2023

.....
Mayor