



SNOWY MONARO
REGIONAL COUNCIL

Minutes

Extraordinary Council Meeting

8 September 2023

**EXTRAORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630
ON FRIDAY 8 SEPTEMBER 2023**

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**MINUTES OF THE EXTRAORDINARY COUNCIL MEETING
HELD IN COUNCIL CHAMBERS, 81 COMMISSIONER STREET, COOMA NSW 2630**

**ON FRIDAY, 8 SEPTEMBER 2023
COMMENCING AT 10:30 AM**

PRESENT:

Mayor Narelle Davis
Deputy Mayor Tanya Higgins – *via Audio-Visual*
Councillor Louise Frolich – *via Audio-Visual*
Councillor Christopher Hanna
Councillor Tricia Hopkins
Councillor Karlee Johnson
Councillor Craig Mitchell
Councillor Bob Stewart
Councillor Lynda Summers
Councillor Luke Williamson

APOLOGIES:

Councillor Beer

Staff:

Stephanie Sellar-Peam, Acting Chief Workforce Officer
Grace Wearn, Secretary Council and Committees

**Present by
invitation:**

Matthew McArthur and Lorraine Chudleigh

1. OPENING MEETING

The Mayor opened the meeting at 10:30 AM.

2. ACKNOWLEDGEMENT OF COUNTRY

3. COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO-VISUAL

3.1 COUNCILLOR REQUEST FOR ATTENDANCE VIA AUDIO VISUAL.

COUNCIL RESOLUTION

206/23

That Council approve the remote attendance of:

- Cr Frolich
- Cr Higgins

at the 8 September 2023 Extraordinary Council meeting via audio-visual link.

Moved Councillor Johnson Seconded Councillor Hanna

CARRIED

Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

Councillors Against: Nil.

4. APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

That the apology from Cr Beer be noted by Council.

5. DISCLOSURE OF INTEREST

Nil

6. CONFIDENTIAL MATTERS

COUNCIL RESOLUTION

207/23

1. THAT pursuant to Section 10A subsections 2 & 3 and Section 10B of the Local Government Act, 1993 (as amended) the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

7.1 NSW LOCAL GOVERNMENT GENERAL MANAGER RECRUITMENT

Item 7.1 is confidential in accordance with s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

2. The press and public be excluded from the proceedings of the Council in Closed Session on the basis that these items are considered to be of a confidential nature.
3. That the Minutes and Business Papers including any reports, correspondence, documentation or information relating to such matter be treated as confidential and be withheld from access by the press and public, until such time as the Council resolves that the reason for confidentiality has passed or become irrelevant.
4. That the resolutions made by the Council in Closed Session be recorded in the Minutes of the Council Meeting.
5. That upon this recommendation being moved and seconded, the Chairperson invite representations from the public as to whether this part of the meeting should be closed to consider the nominated item.

Moved Councillor Johnson

Seconded Councillor Williamson

CARRIED

Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

Councillors Against: Nil.

Note 1: Invitation to Public

Upon the above motion being moved and seconded, the Mayor invited representations from the public as to whether this part of the meeting should be closed to consider the nominated items. There were no requests by members of the public to make any representations.

Note 2: Confidential Session of Committee

At 10:33 am the meeting was closed to the press and public.

Note 3: Resumption of Open Committee Meeting

At 12:00 pm the Closed Session ended and the Council meeting continued in Open Session.

7. REPORT FROM CONFIDENTIAL SESSION

Procedural Motion

INTO COMMITTEE

COUNCIL RESOLUTION

208/23

That Council move into committee.

Moved Councillor Hanna

Seconded Councillor Mitchell

CARRIED

Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

Councillors Against: Nil.

Procedural Motion

OUT OF COMMITTEE

COUNCIL RESOLUTION

209/23

That Council move out of committee.

Moved Councillor Hanna

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

Councillors Against: Nil.

7.1 NSW LOCAL GOVERNMENT GENERAL MANAGER RECRUITMENT

Record No: I23/607

This item is classified CONFIDENTIAL in accordance with Section 10A(2)(a) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to personnel matters concerning particular individuals (other than councillors).

COUNCIL RESOLUTION

210/23

That Council:

1. Note that the Chief Executive Officer recruitment process has been undertaken having given consideration to the Guidelines for the Appointment and Oversight of General Managers issued by the Office of Local Government, 2022;
2. In accordance with the Guidelines for the Appointment and Oversight of General Managers, issued by the Office of Local Government, authorise the Mayor to:
 - a) Offer the preferred candidate, as determined by Council, the position of Chief Executive Officer of Snowy Monaro Regional Council.
 - b) Offer the second preferred candidate, as determined by Council, the position of Chief Executive Officer of Snowy Monaro Regional Council in the event that negotiations with the preferred candidate prove unsuccessful.
3. Pursuant to clause 400 of the Local Government (General) Regulation 2005, resolves that the seal of the Council be affixed to the Contract of Employment should terms be agreed in accordance with recommendation two (above). The contract is the Office of Local Government Standard Contract for the Employment of General Managers.
4. In accordance with section 11(3) of the Local Government Act 1993, resolves that the General Manager Recruitment Report, all attachments to that report and any personal information of candidates be treated as confidential.

Moved Councillor Stewart

Seconded Councillor Hanna

CARRIED

Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

Councillors Against: Nil.

Procedural Motion

INTO COMMITTEE

COUNCIL RESOLUTION

211/23

That Council move into committee.

Moved Councillor Hanna

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

Councillors Against: Nil.

Procedural Motion

OUT OF COMMITTEE

COUNCIL RESOLUTION

212/23

That Council move out of committee.

Moved Councillor Hanna

Seconded Councillor Mitchell

CARRIED

Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

Councillors Against: Nil.

Procedural Motion

MOTION

COUNCIL RESOLUTION

213/23

That;

1. David Hogan be the preferred candidate, as determined by the Council, the position of Chief Executive Officer of the Snowy Monaro Regional Council.
2. Offer candidate two, as the second preferred candidate determined by the Council, the position of Chief Executive Officer of Snowy Monaro Regional Council in the event that negotiations with the preferred candidate prove unsuccessful.
3. The total salary package not exceed \$350,000 per annum.
4. Contract Term be for 3 years.
5. Start date by 6 November 2023.

Moved Councillor Hanna

Seconded Councillor Johnson

CARRIED

Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Councillor Hopkins, Councillor Johnson, Councillor Stewart and Councillor Mitchell.

Councillors Against: Deputy Mayor Higgins, Councillor Summers and Councillor Williamson.

RESUMPTION OF OPEN SESSION

COUNCIL RESOLUTION

214/23

THAT the open session be resumed.

Moved Councillor Johnson

Seconded Councillor Hanna

CARRIED

Record of Voting

Councillors For: Mayor Davis, Councillor Frolich, Councillor Hanna, Deputy Mayor Higgins, Councillor Hopkins, Councillor Johnson, Councillor Stewart, Councillor Summers, Councillor Williamson and Councillor Mitchell.

Councillors Against: Nil.

There being no further business the Mayor declared the meeting closed at 12:03 PM.

CHAIRPERSON

The above minutes of the Extraordinary Council Meeting of Snowy Monaro Regional Council held on 8 September 2023 were confirmed by Council at a duly convened meeting on 21 September 2023 at which meeting the signature hereon was subscribed.