



EXTRAORDINARY MEETING AGENDA

10 FEBRUARY 2020

To commence at 9.00am, Monday, 10 February 2020
Hilltops Council, Young Chambers, 189 Boorowa Street,
Young

EXTRAORDINARY MEETING AGENDA

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Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

AGENDA

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1. OPENING OF THE MEETING

1.1 Housekeeping

- I note there are a number of people in attendance. If you are asked to evacuate, the emergency procedure is to:
 - Exit via the door leading out of the building directly outside the Council Chambers; and proceed to the footpath opposite the Council Chambers and await further instructions.

1.2 Public Forum

- There will be no public forum at this meeting as the only Agenda item is to be held in Closed Council.

2. ACKNOWLEDGEMENT OF COUNTRY

May I firstly acknowledge the traditional owners of land we meet on today – I humbly pay my respects to the people of the Wiradjuri nation, their past, future and emerging elders.

3. LIVE STREAMING, RECORDING AND PUBLISHING OF COUNCIL MEETINGS

- This Council Meeting is being streamed live, recorded and published in accordance with Council's Live Streaming in Council Meetings Policy.
- To those present in the gallery today, by attending a public meeting of the Council you are consenting to your image, voice and comments being recorded and published.
- Anyone who is invited to speak will be recorded and their voice, image and comments will form part of the live stream and recording.
- The Chair and/or the General Manager have the discretion and authority at any time to direct the termination or interruption of live streaming. Such direction will only be given in exceptional circumstances where deemed relevant. Circumstances may include instances where the content of debate is considered misleading, defamatory or potentially inappropriate to be published.
- Attendees are advised that they may be subject to legal action if their actions result in inappropriate and/or unacceptable behaviour and/or comments.
- Today's Meeting is being streamed live as well as recorded and published on Council's website.

4. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

5. DISCLOSURES OF INTEREST

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6. CLOSED COUNCIL

6.1 – EOM 20/03 – EXCLUSION OF THE PRESS AND PUBLIC

STATUTORY PROVISIONS

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 section 10A(2) of the Act and should be dealt with in a part of the meeting closed to the media and public.

Set out below is section 10A(2) of the *Local Government Act 1993* in relation to matters which can be dealt with in the closed part of a meeting.

The matters and information are the following:

- (a) personnel matters concerning individuals (other than Councillors)
- (b) the personal hardship of any resident or ratepayer
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it,
 - or
 - (ii) confer a commercial advantage on a competitor of the Council,
 - or
 - (iii) reveal a trade secret
- (e) information that would, if disclosed, prejudice the maintenance of law
- (f) matters affecting the security of the Council, Councillors, Council staff or Council property
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.
- (i) alleged contraventions of any code of conduct requirements applicable under section 440.

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RECOMMENDATION

That Council;

- a) Resolve into Closed Council to consider business identified, together with any late reports tabled at the meeting; and
- b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media 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) as outlined above;
- c) The correspondence and reports 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.

ITEM 1: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c)-(d) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it,
or
 - (ii) confer a commercial advantage on a competitor of the Council,
or
 - (iii) reveal a trade secret