

OBERON COUNCIL

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Present: The Mayor, Councillor K Sullivan (in the Chair); Councillors N Francis; C L McCarthy; R O'Bernier and R L Hooper.

The General Manager, Mr Bruce Fitzpatrick; the Director of Engineering, Mr. Leigh Robins; the Director of Corporate Services, Mr John Chapman; the Director of Development, Mr. Ralph Tambasco and the Executive Assistant, Mrs Sharon Swannell.

The Mayor opened the Meeting at 4.47 pm

APOLOGIES

1. **RESOLVED:** Apologies were received and accepted for the non-attendance of Councillor J McMahan, I Doney, Z Handelsmann, D Fitzpatrick (Hooper/O'Bernier)

CLOSED COUNCIL

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 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 particular 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 ground of legal professional privilege,*
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.*

Minutes of the duly convened Special Meeting of Oberon Council held at the Council Chambers, Oberon on 25 November 2008, commencing at 4.30pm

General Manager

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ITEM 1 – CITIZEN OF THE YEAR AWARDS

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

(a) *personnel matters concerning particular individuals (other than Councillors)*,

This matter is classified Confidential as it involved discussion relating to members of the public.

ITEM CS1 - PARKES STREET DEVELOPMENT

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

(a) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

(b) 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.

This matter is classified confidential because it contains information about the purchase of a property that, if disclosed, would confer a commercial advantage on a person with whom the council is conducting business.

It is not in the public interest to reveal the details of deliberations on this matter at this stage.

2. RESOLVED: that

1. Council resolve into closed council to consider business identified, together with any late reports tabled at the meeting.
2. 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 as confidential under the provisions of section 10A(2) as outlined above.
3. 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*.

(Hooper/McCarthy)

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Council closed the meeting at 4.50 pm. There were no members of the public present at this time.

3. **RESOLVED:** that Council move out of closed council and into open council.
(Hooper/McCarthy)

Open Council resumed at 5.44 pm.

The following resolutions of Council while the meeting was closed to the public were read to the meeting by the Mayor, there were no members of the public present.

It was noted that Councillor McCarthy declared an interest in Sportsperson of the Year, Junior Sports Team of the Year and Community Event of the Year categories.

ITEM C1 – CITIZEN OF THE YEAR AWARDS

Confidential Staff Report to the 25 November Special Meeting File No. P72.3

4. **RESOLVED:** That Australia Day Awards be made as follows:
- a. Citizen of the Year – Leanne Barlow (Sullivan/Hooper)
 - b. Young Citizen of the Year – Jimmy Long (O’Bernier/Hooper)
 - c. Sportsperson of the Year – Jack Robinson & Mikaela Sherlock (McCarthy/O’Bernier)
 - d. Junior Sportsperson of the Year – Kurt Lewis & Kylie Lynch (Sullivan/O’Bernier)
 - e. Sports Team of the Year – U/11’s Girls Hockey Team (Sullivan/O’Bernier)
 - f. Community Event of the Year – Relay for Life (Hooper/O’Bernier)
 - g. Local Legend of the Year – Jock Schrader (McCarthy/O’Bernier)
5. **RESOLVED:** That the Citizens of the Year and partners, Young Citizen of the Year and parents, Sportsperson of the Year and partner, Junior Sportsperson of the Year and parents, Team members of the Sports Teams of the Year and coaches, A Committee Representative and partner of the Community Event of the Year and Local Legend of the Year and partners be invited to a smorgasbord dinner the evening before Australia Day to meet with Councillors and the Australia Day Ambassador and partner. (McCarthy/Hooper)

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ITEM CS1 - PARKES STREET DEVELOPMENT

Supplementary Staff Report to the 25 November 2008 Special Meeting

File No. E38.8

6. RESOLVED: That:

1. A meeting with the owners and/or applicant be arranged to discuss the options with the Land Committee on Thursday 27 November 2008 or as soon as possible thereafter prior to 2 December 2008.
2. Failing receipt of written acceptance of the offer for Option 1 by 2 December 2008, the Tasman Street development proceed for Option 3 without construction of the road on the Whalan Street alignment.

(Hooper/McCarthy)

BUSINESS WITHOUT NOTICE

- 7. RESOLVED:** That a letter be written to the police area commander expressing concern regarding the rostering issues in Oberon and the formation of a new committee and an invitation be issued to meet with the Council at the earliest possible convenience.

(Sullivan/O’Bernier)

This concluded the business and the meeting rose at 5.49pm.

Confirmed this _____ day of _____ 2008.

General Manager.

Mayor.

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General Manager

Mayor