

OBERON COUNCIL

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Present: The Mayor, Councillor K Sullivan (in the Chair), Councillors B O’Bernier, I Doney, D Fitzpatrick, Z Handelsmann, C L McCarthy and R L Hooper

The Acting General Manager, Mr Leigh Robins; the Director of Corporate Services, Mr John Chapman; the Director of Development, Mr Ralph Tambasco; the Corporate Planner, Mrs Joanne Barton and the Executive Assistant, Mrs Sharon Swannell.

APOLOGIES

1. **RESOLVED:** Apologies received and accepted for the non-attendance of Councillor M J McMahon, N Francis and the General Manager, Mr Bruce Fitzpatrick.

(O’Bernier/Hooper)

Councillor Doney entered the meeting at 5.38pm.

STAFF REPORT

ITEM B1 - FUNDING OPPORTUNITIES

**Staff Report to the 13 July 2010 Special Meeting
File No. A5.3**

2. **RESOLVED:** That:
 1. The Federal Government RLCIP Grant of \$99,000 be allocated for the enclosure of Court 4 at the Oberon Tennis Centre.
 2. An application be made to the State Government Community Building Partnership Fund for \$69,000 to complete the enclosure of Court 4 at Oberon Tennis Centre, \$20,000 connect the Netball Court toilet block to sewer and \$11,000 to be utilised for change cubicles and permanent ventilation into ablutions block at the Oberon Swimming pool making a total program of \$100,000 to be funded at 50/50 co-contribution by the State Government and Oberon Council, with the Council matching funds of \$50,000 to be funded utilising \$10,000 from the Sewer Fund and \$40,000 from the Town Improvement Fund, acknowledging that a further \$42,000 for alterations at the Oberon Tennis Centre is to be funded from the General Funds as per Council’s previous resolution, which makes a total contribution by Oberon Council of \$92,000 if the grant from State Government is successful.

(Hooper/Doney)

Minutes of the duly convened Special Meeting of the Oberon Council held at the Council Chambers, Oberon on Tuesday 13 July 2010, commencing at 5.30 pm.

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3. **RESOLVED:** That a report be provided to Council regarding the state of the pavers in Oberon Street including details of possible sources of funding to replace the damaged pavers.

(Handelsmann/O’Bernier)

4. **RESOLVED:** That a letter be sent to Highlands Steam and Vintage Fair organisers supporting their application for entry into the Regional and Local Achievement Awards.

(O’Bernier/Doney)

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.*

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ITEM CS1 - INVESTMENTS

This item is classified CONFIDENTIAL under section 10A(2)(a) & (g) 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)
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege

This items contains information about potential legal proceedings and therefore confidential.

ITEM C1 - INVESTMENTS

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 items contains information about personnel and therefore confidential.

5. 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*.

(O’Bernier/Doney)

Council closed the meeting at 6.57pm. The members of the public present at this time left the meeting.

6. RESOLVED: That Council move out of closed council and into open council.

(Hooper/Fitzpatrick)

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Open Council resumed at 7.13pm.

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.

ITEM CS1 - INVESTMENTS

**Confidential Supplementary Staff Report to the 13 July 2010 Special Meeting
File No. C17.2.2**

7. **RESOLVED:** That
1. The information be received and noted
 2. Council endorse the decision taken to adopt the recommendation of Piper Alderman to join Standard and Poors in the legal action being undertaken against Local Government Financial Services.
 3. Council endorse the engagement of the services of IMF to provide litigation funding for the case against Local Government Financial Services and Standard and Poors.

(Handelsmann/O’Bernier)

ITEM C1 - VEHICLE PURCHASE

**Confidential Staff Report to the 13 July 2010 Special Meeting
File No. Personnel**

8. **RESOLVED:** That plant 72 be sold for \$26,000.

(McCarthy/O’Bernier)

This concluded the business and the meeting rose at 7.14pm.

Confirmed this _____ day of _____ 2010.

General Manager.

Mayor.

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General Manager

Mayor