

**MINUTES OF LACHLAN SHIRE
EXTRAORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON TUESDAY, 11 JANUARY 2022 AT 2:06PM**

PRESENT: Mayor John Medcalf (OAM), Cr Elaine Bendall, Cr Melissa Blewitt, Cr Dennis Brady, Cr Judith Bartholomew, Cr Peter Harris, Cr Megan Mortimer, Deputy Mayor Paul Phillips, Cr Melissa Rees and Cr Dave Carter

IN ATTENDANCE: Greg Tory (General Manager), Adrian Milne (Director - Infrastructure Services), Paula Ewing (Executive Assistant)

In accordance with the Local Government Act 1993 all Councillors took their oath or affirmation of office before the General Manager.

1 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

Was delivered by Councillor Bendall.

2 LEAVE OF ABSENCE

Nil

3 PUBLIC FORUM

Nil

4 DISCLOSURE OF INTEREST

Cr Dennis Brady declared a non- significant, non-pecuniary interest in Item 6.1 as he had previously bidden on the property at auction, however he declared that he is no longer interested in the property.

5 GENERAL MANAGER

5.1 ELECTION OF MAYOR, DEPUTY MAYOR AND DELEGATES TO COMMITTEES

MOTION

That:

1. General Manager's Report No R21/355 be received and noted.
2. Council resolve the voting system for the election of the Mayor and Deputy Mayor to be the Preferential Voting System determined by secret ballot.
3. Council elected Cr John Medcalf as Mayor, Cr Paul Phillips as Deputy Mayor and delegates to committees as outlined in the Report.

4. Council confirm that the Deputy Mayor be elected for the same term as the Mayor.

5. Council set the time and dates for Ordinary meetings of Council and Strategic Briefing sessions to be held the second and fourth Wednesday of each month commencing at 2.00 p.m.

5.2 COUNTBACK TO FILL CASUAL VACANCIES

MOTION

Moved: Cr Peter Harris
Seconded: Cr Dave Carter

RESOLUTION

That:

1. The General Manager's Report No. R21/356 be received and noted.
2. Pursuant to section 291A(1)(b) of the Local Government Act 1993 (the Act) Lachlan Shire Council declares that casual vacancies occurring in the office of a councillor, within 18 months after the last ordinary election of councillors for the Council on 4 December 2021, are to be filled by a countback of votes cast at that election for the office in accordance with section 291(A) of the Act and directs the General Manager to notify the NSW Electoral Commissioner of Council's decision within 7 days of the decision.

RESOLUTION 2022/1

Moved: Deputy Mayor Paul Phillips
Seconded: Cr Melissa Blewitt

That Council not use the countback system and that Council must fill any casual vacancy within the next 18 months through a by-election.

CARRIED

5.3 LIST OF UPCOMING MEETING DATES

RESOLUTION 2022/2

Moved: Cr Peter Harris
Seconded: Cr Dennis Brady

That

1. The General Manager's Report No. R21/357 be received and noted.

CARRIED

6 CLOSED SESSION**RESOLUTION 2022/3**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

6.1 Council Residence - 123 Officers Parade, Condobolin

This matter is considered to be confidential under Section 10A(2)c and dii of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and information that would, if disclosed, confer a commercial advantage on a competitor of the council.

CARRIED

RESOLUTION 2022/4

Moved: Cr Dennis Brady

Seconded: Cr Melissa Rees

That Council moves out of Closed Council into Open Council.

CARRIED

Cr Dennis Brady declared a non- significant pecuniary interest in Item 6.1 as he had previously bid on the land, however declared that he is no longer interested in the property.

6.1 COUNCIL RESIDENCE - 123 OFFICERS PARADE, CONDOBOLIN**RESOLUTION 2022/5**

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

That:

1. The Director Environment, Tourism and Economic Development Report No.21/354 be received and noted.
2. The General Manager be authorised to negotiate the sale of the property as per option 1 of the report with the prospective purchaser, or any other purchaser who may submit an offer, for the property.
3. The Mayor and General Manager be authorised to sign the contract documents and complete the sale once an acceptance to purchase, within the terms of option 1, has been received.
4. Council authorise the affixing of the Council seal to the contract documents.

CARRIED

The Meeting closed at 3:31pm

The minutes of this meeting were confirmed at the Ordinary Meeting of the Lachlan Shire Council held on 27 January 2022.


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CHAIRPERSON