



# **MINUTES**

**Closed Council Meeting**

**16 September 2019**

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**MINUTES OF CLOSED COUNCIL MEETING**  
**held at the Council Chamber, 62-64 Menangle Street, Picton NSW 2571**  
**on Monday, 16 September 2019 at 8.03 pm**

**PRESENT:** Cr Judith Hannan, Cr Robert Khan, Cr Michael Banasik, Cr Blair Briggs, Mayor Matthew Deeth, Cr Matthew Gould, Cr Simon Landow, Cr Noel Lowry

**IN ATTENDANCE:** Acting Chief Executive Office, Executive Director Community & Corporate, Acting Director Infrastructure & Environment, Assistant Director People, Legal & Governance, Director Planning, Chief Financial Officer and two Minute Takers

## **1 APOLOGIES AND LEAVE OF ABSENCE REQUESTS**

An apology be noted for Cr Matt Smith.

## **2 DECLARATION OF INTEREST**

The Acting Chief Executive Officer declared a Conflict of Interest in Item 17.3 - Outcomes of Investigation & Assessment of Officer's Actions. He advised he will leave the meeting during the Item.

## **17 CLOSED REPORTS**

### **17.1 QUARTERLY LEGAL STATUS**

#### **RESOLUTION 221/2019**

Moved: Cr Judith Hannan

Seconded: Mayor Matthew Deeth

- 1. That Council note this report.**
- 2. *That Council receive a report next month with detailed breakdown of costs and matters outstanding.***
- 3. *That Council be informed of significant legal matters once commenced.***

On being put to the meeting the motion was declared **CARRIED 8/0**

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

**17.2 NEGOTIATING THE MATTER OF INTEREST IN COUNCIL OWNED LAND -  
MENANGLE AND COLDEN STREETS, PICTON**

**RESOLUTION 222/2019**

Moved: Cr Robert Khan

Seconded: Cr Matthew Gould

**That *due to unforeseen tragic circumstances* Council rescinds Resolution 111/2018 from Ordinary Meeting held on 21 May 2018 and Resolution 159/2019 from Extraordinary Meeting held on 15 July 2019.**

On being put to the meeting the motion was declared **CARRIED 8/0**

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

### **17.3 CONFIDENTIAL REPORT - OUTCOMES OF INVESTIGATION & ASSESSMENT OF OFFICER'S ACTIONS**

At 8:28 pm, Cr Noel Lowry left the meeting due to a declared Conflict of Interest.

The Acting Chief Executive Officer left the meeting at 8.28 pm, due to a previously declared conflict of interest.

The Executive Director Community and Corporate took the Chair.

At 8:32 pm, Cr Robert Khan left the meeting and at 8:34 pm returned to the meeting.

At 8:33 pm, Cr Matthew Gould left the meeting and at 8:34 pm returned to the meeting.

At 8:42 pm, Cr Blair Briggs left the meeting and at 8:44 pm returned to the meeting.

#### **RESOLUTION 223/2019**

Moved: Mayor Matthew Deeth

Seconded: Cr Matthew Gould

**That the report be noted.**

On being put to the meeting the motion was declared **CARRIED 7/0**

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould and Simon Landow

Against: Nil

At 8:50 pm, Cr Noel Lowry returned to the meeting.

The Acting Chief Executive Officer returned to the meeting at 8.50 pm and resumed the Chair.

**RESOLUTION 224/2019**

Moved: Cr Blair Briggs

Seconded: Cr Matthew Gould

**That Council moves out of Closed Council into Open Council.**

On being put to the meeting the motion was declared **CARRIED 8/0**

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

**CLOSING**

There being no further business, the Mayor resumed the open Council Meeting at 8.50 pm.

**This and the preceding 5 pages are the Minutes of the Closed Meeting of Council held on Monday 16 September 2019 and were confirmed at the subsequent Ordinary Council Meeting held on Monday 21 October 2019.**

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**MAYOR**