



## EXTRAORDINARY MEETING OF COUNCIL

Held on Wednesday 26 August, 2020

at 9:00am

Council Chambers

56 Chanter Street, Berrigan



# Minutes



Minutes of the Extraordinary Council Meeting held  
on Wednesday 26 August, 2020 commencing at 9:00am

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Min. No.

**PRESENT:**

Crs: Matthew Hannan (Mayor), Daryll Morris (Deputy Mayor), Colin Jones,  
Denis Glanville, Ross Bodey, John Taylor and Roger Reynoldson

The following staff were also in attendance:

Rowan Perkins (General Manager), Matthew Hansen (Director Corporate  
Services), Matthew Clarke (Director Technical Services) Nathan O'Connell  
(Project Manager)

**1. APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE**

206 **Resolved** Crs Taylor and Glanville that an apology for non-attendance be received  
from Cr John Bruce.

**2. DECLARATION OF ITEMS OF PECUNIARY OR OTHER INTERESTS**

Nil

**3. ITEMS FOR RESOLUTION**

3.1 Tocumwal Foreshore Building Development

207 **Resolved** Crs Bodey and Morris That the Council:

1. Accepts the amended tender costing from Bowden Constructions to  
construct the Marie Le Touze Design;
2. Sign and seal the contact documents in relation to 1 above;
3. Appoint the Director of Technical Services as the Contract Superintendent.

#### 4. 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 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 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 grounds of legal professional privilege
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.

##### 4.1 Tocumwal Foreshore Building Development Costings

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

- (d) commercial information of a confidential nature that would, if disclosed:
  - (i) prejudice the commercial position of the person who supplied it, or

It is not in the public interest to reveal the commercial information provided by the consultant.

**208 Resolved** Crs Taylor and Bodey that the Council move into a closed session to consider the following business together with any reports tabled at the meeting.

And further that 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 and that 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*.

#### 4.1 Tocumwal Foreshore Building Development Costings

Council closed its meeting at 9:07am.

Open Council resumed at 9:25am.

#### RESOLUTIONS FROM THE CLOSED COUNCIL MEETING

The following resolutions of the Council while the meeting was closed to the public were read to the meeting by the Mayor:

***Resolved*** Crs Morris and Taylor that the Council note this report outlining the tender costings for the Tocumwal Foreshore Building Development.

There being no further business the meeting closed at 9:25am.