



EXTRA ORDINARY MEETING OF COUNCIL

held on

Wednesday 10 February 2021

at

3:03pm

at

Walcha Council Chambers

The Audio Recording Statement was read by Mayor Noakes.

PRESENT: Cllr EH Noakes (Chairman) Mayor together with Councillors PR Blomfield, KW Ferrier, WJ Heazlett, JM Kealey, SJ Kermode, CM Lyon and RL Wellings.

IN ATTENDANCE: Mrs AD Modderno – General Manager and Mr Peter Murray – Director Infrastructure.

1. LEAVE OF ABSENCE:

178 **RESOLVED** on the Motion of Councillors Heazlett and Blomfield that the Leave of Absence received from Cllr Ferrier, due to personal reasons, be **ACCEPTED**.

MINUTES



2. DECLARATIONS OF INTEREST

Nil.

3. SENIOR OFFICERS REPORT

179 **RESOLVED** on the Motion of Councillors Kealey and Kermode that the Senior Officers' Reports be **RECEIVED** for further consideration.

4. CLOSED COUNCIL

4A Referral to Closed Council – Tender Evaluation of Walcha Mens Shed AND Delegation to General Manager to Sign Memorandum of Understanding with Local Land Services WO/2021/00404

180 **RESOLVED** on the Motion of Councillors Lyon and Kealey that, in accordance with the provisions of Section 10 of the *Local Government Act, 1993*, the matters of Evaluation of Tender for Walcha Mens Shed AND Delegation to General Manager to Sign Memorandum of Understanding with Local Land Services be referred to be discussed in Closed Council and close the meeting to the public for the reason that the reports relate to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

4B Referral to Closed Council – Review of Proposals for Interim General Manager and Review Proposals from Recruitment Consultants for Recruitment of General Manager WO/2021/00403

181 **RESOLVED** on the Motion of Councillors Lyon and Kealey that, in accordance with the provisions of Section 10 of the *Local Government Act, 1993*, the matters of:

1. Review of Interim General Manager; and
2. Review of Recruitment Agencies for Recruitment of General Manager;

BE referred to be discussed in Closed Council and close the meeting to the public for the reason that the reports relate to personnel matters concerning particular individuals (other than Councillors).

182 **RESOLVED** on the Motion of Councillors Kealey and Heazlett that Council resolve into Closed Council and that the press and public be excluded from the entire proceedings of the Meeting of the Closed Council for the reason that the reports relate to personnel matters concerning particular individuals (other than Councillors).

183 The Meeting resumed in **OPEN** Council on the Motion of Councillors Kealey and Heazlett.



PRESENT: Present and IN Attendance were the same as listed in the Minutes of the Ordinary Meeting with the exception of the press and the public.

The Mayor publicly declared the **RESOLUTIONS** passed by the Council whilst in Closed Council Meeting.

4.1 Tender Evaluation of Walcha Mens Shed WAL-2020-013 WO/2021/00410
CC 38/20202021 **RESOLVED** on the Motion of Councillors Kealey and Blomfield that Council:

1. **ENDORSE** the tender evaluation outcome identifying Murray James Rose as the preferred supplier for this tender;
2. **ENDORSE** the following actions be taken in relation to the WAL-2020-013 Walcha Men's Shed accordance with the NSW Local Government Regulation 2005 ("Regulation"):
 - a. In accordance with Regulation clause 178(3)(e), Council authorises the General Manager, in collaboration with the Walcha Men's Shed, to enter into negotiations with the preferred supplier with a view to entering into a contract in relation to the subject matter of the tender;
 - b. In accordance with Regulation clause 178(4)(a), Council has not decided to invite fresh tenders or applications as referred to in 178(3)(b)-(d) as there were a high number of quality tender submissions received from the original open tender with a mix of local and regional based suppliers lodging submissions; and
 - c. In accordance with Regulation clause 178(4)(b), Council considers it reasonable to enter into negotiations with the preferred tenderer noting the result of the initial evaluation of tenders as negotiations are to be undertaken to reduce the contorted scope, not vary existing or include additional items; and
3. **AUTHORISE** the General Manager to award a construction contract to the identified preferred supplier within the approved grant funding value once negotiations are complete.

4.2 Delegation to General Manager for Memorandum of Understanding with Local Land Services for Moona Winterbourne Linear Barrier Fence WO/2021/00399
CC39/20202021 **RESOLVED** on the Motion of Councillors Heazlett and Lyon that this matter be deferred to the next Council Meeting, 24 February 2021, pending legal advice.

MAYORAL MINUTE:

4.3 Review of Proposals for Interim General Manager WINT/2021/01440
CC40/20202021 **RESOLVED** on the Motion of Mayor Noakes that Council appoint Christopher Weber, Director Corporate & Governance at Tamworth Regional Council, as Interim General Manager of Walcha Council for the period from 22 February 2021 for a period of three months until the appointment of a General Manager.
Clr Lyon recorded his vote **AGAINST** this Motion
Clr Lyon left the Meeting at 3:50pm

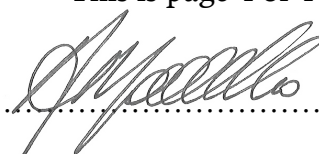
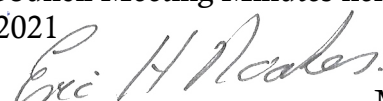


MAYORAL MINUTE:

4.4 Review of Proposals from Recruitment Agencies for Recruitment of General Manager **WINT/2021/01439**

CC41/20202021 **RESOLVED** on the Motion of Mayor Noakes that after consideration of three Expressions of Interest for the role of Recruitment of a General Manager for Walcha Council that the contract be awarded to Blackadder Associates as the successful applicant.

THERE BEING NO FURTHER BUSINESS THE CHAIRMAN DECLARED THE MEETING CLOSED AT 3:58PM.

.....General Manager .....Mayor