

The following document is the minutes of the Council and Committee Meetings held on Tuesday, 20 July 2010. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 22 July 2010 and therefore subject to change. Please refer to the minutes of the meeting of 22 July 2010 for confirmation.



COFFS HARBOUR CITY COUNCIL

EXTRAORDINARY MEETING

COUNCIL CHAMBERS

COUNCIL ADMINISTRATION BUILDING

COFF AND CASTLE STREETS, COFFS HARBOUR

20 JULY 2010

Contents

ITEM	DESCRIPTION	PAGE
	INDUSTRIAL MATTER	2



COFFS HARBOUR CITY COUNCIL

EXTRAORDINARY MEETING

20 JULY 2010

Present: Councillors K Rhoades (Mayor), J Arkan, J Bonfield, R Degens, M Graham, K Hines, D Knight, W Palmer and P Templeton.

Staff: General Manager, Director Corporate Business, Director of City Services, Director Land Use, Health & Development, Public Officer and Executive Assistant

The meeting commenced at 5.01pm with the Mayor, Cr K Rhoades in the chair.

DISCLOSURE OF INTEREST

There were no disclosures of interest tabled.

CLOSED MEETING – SECTION 10(A)

The Mayor requested a motion to close the meeting to consider a confidential report as outlined in the meeting agenda, the time was 5.02pm.

107 RESOLVED (Palmer/Hines) that the meeting be closed to the press and public during consideration of the following items for the reasons as stated:

Industrial Matter

This report is confidential for the reason of Section 10A(2):

- (a) personnel matters concerning particular individuals (other than Councillors).
and in accordance with Section 10A (1) the meeting may be closed to the public.

The Mayor further clarified that the matter related to the General Manager's contract.

The General Manager vacated the Chamber.

The motion on being put to the meeting was carried.

The press, public and staff vacated the chamber.

INDUSTRIAL MATTER

MOTION

108 MOVED (Hines/Knight) that

1. The Council notes that the General Manager has indicated that he is considering a conditional resignation from his employment.
2. The Council delegates to the Mayor the authority to negotiate with the General Manager
 - a) The termination of the General Manager's contract of employment either by conditional resignation or as otherwise provided by the contract of employment OR
 - b) His continued employment in accordance with the terms of the General Manager's contract of employment.

AMENDMENT

MOVED (Graham/Degens):

1. That Council engage an independent legal expert in industrial relations to negotiate with the General Manager for the terms of the termination of his contract.
2. That the independent legal expert prepare a report to Council detailing the range of options available for termination of contract and the risks inherent in each option.

The **AMENDMENT** on being put to the meeting was **LOST**:

VOTED FOR

Templeton
Graham
Degens

VOTED AGAINST

Arkan
Palmer
Rhoades
Bonfield
Knight
Hines

The **MOTION** on being put to the meeting was **CARRIED**.

VOTED FOR

Hines
Knight
Bonfield
Rhoades
Palmer
Arkan
Degens

VOTED AGAINST

Graham
Templeton

OPEN COUNCIL

The Mayor requested a motion to close the Committee meeting and move into Open Council.

109 RESOLVED (Knight/Hines) that the Committee now move into Open Council.

The General Manager, staff, press and public returned to the Chamber.

The Mayor read to the meeting the resolution of the Closed Meeting.

This concluded the business and the meeting closed at 7.28 pm.

Confirmed: 22 July 2010.

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K D Rhoades, AFSM
Mayor