

# **AGENDA AND BUSINESS PAPER**

## **Extraordinary Meeting of Council**

**To be held on  
THURSDAY 1 JUNE 2017  
AT 3:00PM**

Cnr Baylis and Morrow Streets,  
Wagga Wagga NSW 2650  
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City of  
**Wagga Wagga**

## **NOTICE OF MEETING**

In pursuance of the provisions of the Local Government Act, 1993 and the Regulations there under, notice is hereby given that an Extraordinary Meeting of the Council of the City of Wagga Wagga will be held in the Council Chamber, Civic Centre, Corner Baylis and Morrow Streets, Wagga Wagga, on Thursday 1 June 2017 at 3:00pm.

This Extraordinary Meeting of Council has been called by the Mayor, Councillor Greg Conkey OAM as a matter of urgency in accordance with Section 336 and 337 of the Local Government Act 1993, following receipt of written requests by Councillors Rod Kendall and Dallas Tout.

## WAGGA WAGGA CITY COUNCILLORS



**Mayor  
Councillor Greg  
Conkey OAM**



**Deputy Mayor  
Councillor Dallas  
Tout**



**Councillor Yvonne  
Braid**



**Councillor Paul  
Funnell**



**Councillor Dan  
Hayes**



**Councillor Vanessa  
Keenan**



**Councillor Rod  
Kendall**



**Councillor Tim  
Koschel**

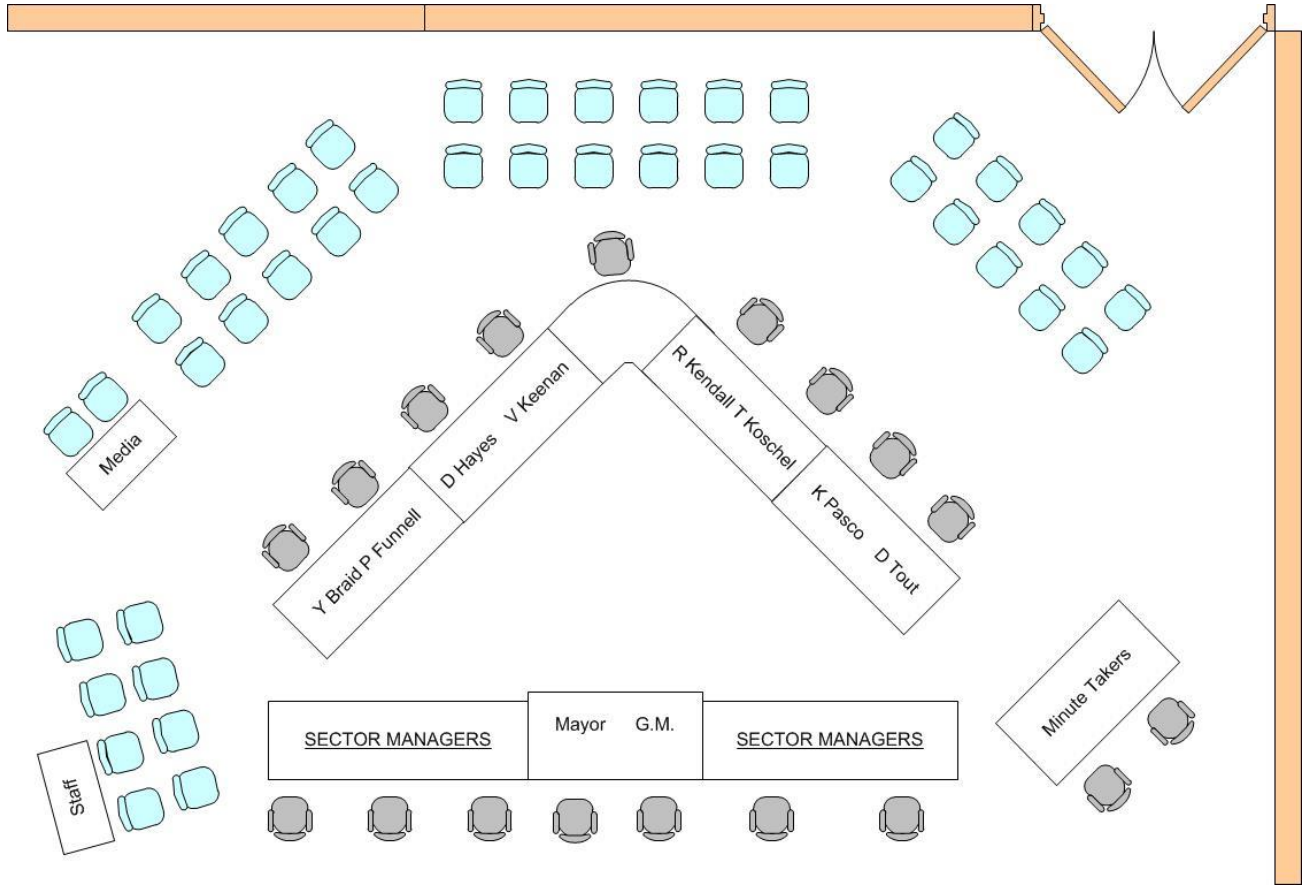


**Councillor Kerry  
Pascoe**

### QUORUM

The quorum for a meeting of the Council is a majority of the Councillors of the Council who hold office for the time being who are eligible to vote at the meeting.

# COUNCIL MEETING ROOM



# EXTRAORDINARY MEETING OF COUNCIL AGENDA AND BUSINESS PAPER

THURSDAY 1 JUNE 2017

## ORDER OF BUSINESS:

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**PRAYER**

**ACKNOWLEDGEMENT OF COUNTRY**

**APOLOGIES**

**DECLARATIONS OF INTEREST**

## **MAYORAL MINUTE**

### **MM-1 MAYORAL MINUTE - GENERAL MANAGER APPOINTMENT**

**Analysis:** Council must immediately appoint a person as General Manager under section 334 and 336 of the Local Government Act 1993, if the position of General Manager becomes vacant.

### **Recommendation**

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#### **That Council:**

- a delegate authority to the Mayor to commence the competitive recruitment process for the General Manager in accordance with Local Government Act 1993**
- b endorse the appointment of Mr Robert Knight as General Manager for the period from 29 May 2017 to 30 November 2017 or until the recruitment process is finalised, whichever is the earlier**
- c delegate, as outlined below, to the General Manager, the powers, authorities, duties and functions of the Council as shown in the Schedule hereto, subject to the limitations and exceptions as shown:**

#### **SCHEDULE**

- a All powers, authorities, duties and functions of the Council conferred under the Local Government Act, 1993 other than the functions listed in Section 377 of that Act as matters incapable of being delegated**
- b All powers, authorities, duties and functions conferred or imposed on the Council under any other Act**

#### **LIMITATIONS**

- a A power, authority, duty or function the subject of this delegation shall not be exercised in a particular case if the holder of the office of General Manager receives a direction from the Council withdrawing a power, authority, duty or function in relation to any matter for which the Council is enabled to withdraw that power, authority, duty or function**
- b These delegations may be exercised only in accordance with legislation, prescribed standards, codes, policies and decisions of the Council**

#### **EXCEPTIONS**

- a Determination of any development application, which relies on exceptions to development standards under Section 4.6 of the Wagga Wagga Local Environmental Plan 2010 that is required to be referred to Council for determination in accordance with any directive issued by the Department of Planning and Environment**
- b Development applications submitted either as applicant or landowner by Councillors, senior officers or staff with delegations in accordance with Council policy**
- c Those functions or matters which are required to be exercised 'by resolution' of the Council**

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## **Key Reasons**

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This Mayoral Minute is being presented to Council following the termination of the previous General Manager (GM) Mr Alan Eldridge on 29 May 2017.

Given the vacancy of the position of General Manager, Council in accordance with Section 336 of the Local Government Act 1993 (the Act) must now formally appoint a person under Section 334 of the Act to the vacant position or appoint a person to act in the vacant position and delegate authority to this person until the recruitment process is finalised.

It is recommended that, Mr Robert Knight be appointed for a six month period commencing 29 April 2017 to 30 November 2017 or until the recruitment process is finalised, whichever is the earlier.

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## **Financial Implications**

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N/A

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## **Policy and Legislation**

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NSW Local Government Act 1993

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## **Link to Strategic Plan**

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### **Community Leadership and Collaboration**

Objective: We have strong leadership

Outcome: We are accountable and transparent

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## **Risk Management Issues for Council**

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Section 334 of the Local Government Act 1993 ('LG Act') provides that a Council must appoint a person to be its General Manager.

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## **Internal / External Consultation**

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Consultation occurred with one of Council's legal panel representatives.