



**EMERGENCY
EXTRAORDINARY MEETING OF COUNCIL**

**Held at 10:30am
On 13 November 2013**

ROLL CALL

Councillors:

Cr M Pearce (Mayor)
Cr B Crouch (Deputy Mayor)
Cr L Cooper
Cr K Dusting
Cr M Dusting
Cr D Field
Cr F Geldof
Cr I Strutt
Cr K Ward

Staff:

Mr T O'Connor, General Manager
Mr R Bell, Director of Engineering Services
Mrs J Michie, Director of Administrative Services
Ms L Cumming, Manager of Planning
Mr P Steedman, Minute Clerk

MINUTES

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Assignment of Action Items

GLOSSARY OF ACTION OWNERS	
GM	Mr T O’Connor, General Manager
DES	Mr R Bell, Director of Engineering Services
DAS	Ms J Michie, Director of Administrative Services
RS	Mrs R Strobel, Manager of Finance
MP	Ms L Cumming, Manager of Planning
EA	Mr P Steedman, Executive Assistant

The Meeting Commenced at: 10:30am

In absence of the Mayor, Cr M Pearce, who was not in attendance due to a prior commitment as Council's Delegate to the 2013 National Local Roads Conference, the Deputy Mayor, Cr Bob Crouch, assumed the role of Chair for the Emergency Extraordinary Meeting.

ATTENDANCE

Present were the Acting Chairperson Cr B Crouch (Deputy Mayor), together with Councillors K Dusting, M Dusting, D Field, F Geldof, I Strutt, K Ward and the General Manager (Mr T O'Connor).

PRAYER

ACKNOWLEDGEMENT TO COUNTRY

APOLOGY

Apologies were tabled for the Mayor, Cr M Pearce, who was absent on Council duties at the 2013 National Local Roads Conference and Cr L Cooper who was unable to attend due to work commitments.

MOTION

Apologies to the Emergency Extraordinary Meeting

373/13 MOVED/ CARRIED (Crs M Dusting / I Strutt)

That the apologies for Mayor, Cr M Pearce and Cr L Cooper be accepted.

PURPOSE OF THE EMERGENCY EXTRAORDINARY MEETING

The General Manager advised that the purpose of this Emergency Extraordinary Meeting of the Uralla Shire Council was to consider:-

1. to agree to the Settlement Agreement - November 2013, in substantially the terms tabled; and
2. to authorise application of the Council Seal, to be signed by the Deputy Mayor and General Manager, to the Power of Attorney granted to Mr John Walker, Executive Director of IMF (Australia) Ltd, or in his absence Mr Clive Bowman, Executive Director of IMF (Australia) Ltd (each to be referred to as Attorney) to execute the Settlement Agreement, any other document or schedule necessary or desirable in connection with the Settlement Agreement as set out on pages 1 and 2 of the Power of Attorney.

The General Manager further advised that the Extraordinary Meeting had been called as an Emergency Extraordinary Meeting as the Power of Attorney was required to be in the hands of IMF Executive Director, Mr John Walker, by close of Business Friday 15 November 2013 and that the General Manager's existing level of delegated authority does not authorise him to sign the Power of Attorney on behalf of Council.

DECLARATIONS OF CONFLICT OF INTEREST

At request of the Chair, the General Manager tabled details of the pecuniary and non-pecuniary Conflict of Interest Declarations received in relation to the 13 November 2013 Emergency Extraordinary Meeting.

Submitted By:	Interest Declared:
n/a	Nil

GENERAL MANAGER’S REPORT TO COUNCIL

Governance and Administration

Item 1

**Assignment of Power of Attorney to Executive Directors, IMF (Australia) Ltd
U12/101**

The General Manager tabled hardcopies of the issued Notice of Emergency Extraordinary Meeting together with the Piper Alderman Letter to Council dated 4 November 2013, copies in both documents having been previously forwarded to Councillors via email on Tuesday 12 November 2013 at 10:56am, and provided Councillors with a briefing on the terms of the Settlement Agreement, which are confidential, and the implications of the Settlement Agreement and Power of Attorney.

MOTION

374/13 MOVED/ CARRIED (Crs K Ward / I Strutt)

That Council:

1. agree to the Settlement Agreement – November 2013, in substantially the terms tabled; and
2. authorise application of the Council Seal, to be signed by the Deputy Mayor and General Manager, to the Power of Attorney granted to Mr John Walker, Executive Director of IMF (Australia) Ltd, or in his absence Mr Clive Bowman, Executive Director of IMF (Australia) Ltd (each to be referred to as Attorney) to execute the Settlement Agreement, any other document or schedule necessary or desirable in connection with the Settlement Agreement as set out on pages 1 and 2 of the Power of Attorney.

GM

There being no further business, the Chair declared the Emergency Extraordinary meeting closed at 10:50am.

CLOSURE OF MEETING

The Meeting closed at: 10:50am

The Minutes of the Uralla Shire Council at an Emergency Extraordinary Meeting of Council held on 13 November 2013, consisting of Page 4 and the previous pages, were confirmed by Resolution No. [nnn/13] on [Day Month Year].

.....Mayor