

## MINUTES OF EXTRAORDINARY MEETING OF COUNCIL HELD ON THURSDAY, 17 JANUARY 2008

Present: The Mayor, Councillor N Ebbeck (Chairperson) (Wahroonga Ward)  
Councillors A Andrew & E Malicki (Comenarra Ward)  
Councillor L Bennett (St Ives Ward)  
Councillor I Cross (Wahroonga Ward)  
Councillors M Lane & A Ryan (Gordon Ward)  
Councillor J Anderson (Roseville Ward)

Staff Present: General Manager (John McKee)  
Director Corporate (John Clark)  
Director Development & Regulation (Michael Miocic)  
Director Operations (Greg Piconi)  
Manager Urban Planning (Antony Fabbro)  
Strategic Planner (Craig Wyse)  
Corporate Lawyer (Jamie Taylor)  
Senior Governance Officer (Geoff O'Rourke)

Others Present: Ms J Studdert - Deacons  
Dr J Smith - Deacons

*The Meeting commenced at 9.05am*

### EMC.1 **APOLOGIES**

File: S02194

Councillor M Shelley tendered an apology for non-attendance (prior commitment) and requested leave of absence.

#### **Resolved:**

(Moved: Councillors Cross/Lane)

That the apology by Councillor M Shelley for non-attendance be accepted and leave of absence be granted.

**CARRIED UNANIMOUSLY**

### **DECLARATIONS OF INTEREST**

The Mayor adverted to the necessity for Councillors and staff to declare a Pecuniary Interest/Conflict of Interest in any item on the Business paper.

No such interest was declared.

**DOCUMENTS CIRCULATED TO COUNCILLORS**

The Mayor adverted to the documents circulated in the Councillors' papers and advised that the following matters would be dealt with at the appropriate time during the meeting:

- C.1: Legal Advice from Deacons dated 16 January 2008 – Appointment of Planning Panel (Confidential)

*Council resolved itself into Closed Meeting with the Press and Public Excluded after a Motion moved by Councillors Ryan/Lane was CARRIED UNANIMOUSLY to deal with the following item:*

**EMC.2 KU-RING-GAI PLANNING PANEL**

File: S06347

For Council to consider its position in relation to the commencement of the Ku-ring-gai Planning Panel.

**Councillor Cross departed during discussion**

**Resolved:**

(Moved: Councillors Lane/Ryan)

- A. That in the event that the Minister for Planning does not provide a response, to the Mayor's letter dated 15 January 2008, that in the opinion of the Mayor and the General Manager satisfactorily addresses the matters raised, Council commence proceedings to restrain Ku-ring-gai Planning Panel from commencing on 21 January 2008.
- B. That any confidential material relating to this matter be held with the Mayor and the General Manager and only read by Councillors in the presence of the Mayor and/or the General Manager.

**CARRIED UNANIMOUSLY**

**To Open Council**

The Mayor adverted to the consideration of the matter referred to in the Minute No EMC.2, and to the resolution contained in such Minute.

*The Meeting closed at 10.39am*

The Minutes of the Extraordinary Meeting of Council held on 17 January 2008 (Pages 1 - 2) were confirmed as a full and accurate record of proceedings on 5 February 2008.

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General Manager

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Mayor / Chairperson