

27 February 2017

His Worship the Mayor & Councillors

**Notice of Extraordinary Meeting of Bathurst Regional Council -
Wednesday, 1 March 2017**

I have to advise that an **Extraordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 1 March 2017 commencing at 5.50 pm for the election of Mayor and Deputy Mayor, if required..



D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL

TO BE HELD ON WEDNESDAY, 1 MARCH 2017

1. 5:50 PM - MEETING COMMENCES

2. APOLOGIES

3. DECLARATION OF INTEREST

To assist the Councillors and committee members in their correct consideration of business before them at the meeting, please give consideration to Section 451 of the Local Government Act, in relation to Declaration of Interest at meetings.

4. RECEIVE AND DEAL WITH DIRECTORS' REPORTS

* GENERAL MANAGER'S REPORT - Election of Mayor and Deputy Mayor, if required.

5. MEETING CLOSE

MINUTE

1 MEETING COMMENCES

Present: Councillors Hanger (Chair), Aubin, Bourke, Coote, Morse, North, Westman.

MINUTE

2 APOLOGIES

Nil.

MINUTE

3 DECLARATION OF INTEREST 11.00002
MOVED: Cr B Bourke SECONDED: Cr I North

RESOLVED: That the Declaration of Interest be noted.

GENERAL MANAGER'S REPORT AND MINUTES

EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MARCH 2017

1 ELECTION OF MAYOR AND DEPUTY MAYOR (12.00004)

Recommendation: That Council conduct an election for the position of Mayor and Deputy Mayor (if required) which is currently vacant.

Report: Council on 27 February 2017 received advice from the Mayor, Cr Gary Rush, that for personal reasons he would be stepping down immediately from his position of Mayor.

In these circumstances Section 295 of the Local Government Act (1993) is relevant;

295 Casual vacancy in office of mayor elected by the councillors

(1) If a casual vacancy occurs in the office of a mayor elected by the councillors, the vacancy is to be filled at a meeting of the council to be held within 14 days after the occurrence of the vacancy.

(2) If the councillors fail to elect a mayor as required by this section, the Governor may appoint one of the councillors as the mayor.

Given the current high levels of activity in the Council area, I consider it urgent and prudent to appoint a new Mayor and Deputy Mayor (if required) as soon as practicable. This proposal has been discussed with the Acting Mayor, Cr Graeme Hanger. Cr Hanger has advised that he is of the opinion that the situation that exists warrants the holding of an extraordinary meeting with short notice.

I would like to thank Cr Rush for his commitment and hard work as Mayor over more than three years.

Method of Election

The Local Government (General) Regulation 2005, Schedule 7, prescribes how a Mayor and Deputy Mayor are to be elected.

A Nomination form is at **attachment 1** and **attachment 2** for Councillors and may be returned to me, or handed to me at the commencement of the Council meeting.

The procedure for both Elections will be:

- (i) The General Manager will be the Returning Officer;
- (ii) The General Manager will call for further nominations;
- (iii) Nominations will be closed;
- (iv) The Returning Officer will announce the names of the nominees at the Council meeting at which the election is to be held;
- (v) If more than one nomination is received, an election will be held;
- (vi) Council will be asked to resolve the form of election, if required, i.e. ordinary ballot, preferential ballot or open voting.
- (vii) The election is to be held at the Council meeting at which the Council resolves on the method of voting.

The following process for nomination applies, as per Clause 2 of Schedule 7:

1. A Councillor may be nominated without notice for election as Mayor or Deputy Mayor;
2. The nomination is to be made in writing by 2 or more Councillors (one of whom may

be the nominee). The nomination is not valid unless the nominee has indicated consent to the nomination in writing;

3. The nomination is to be delivered or sent to the Returning Officer;
4. The Returning officer is to announce the names of the nominees at the Council meeting at which the election is to be held.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 33: To be and develop good leaders. Strategy 33.7

MINUTE

4 Item 1 ELECTION OF MAYOR (12.00004)

One nomination for the position of **MAYOR** was received for Cr Hanger.

There being only one nomination, Cr Hanger was declared elected as **MAYOR** for the period to September 2017.

As the current Deputy Mayor, Cr Hanger was elected as Mayor, a vacancy in the position of Deputy Mayor existed.

MINUTE

6 **Item 1.02 EXEMPTION FROM BY-ELECTION (12.00004)**
MOVED: Cr B Bourke SECONDED: Cr I North

RESOLVED: That Council:

- (a) Note that the Civic Office held by Cr Gary Rush is vacant.
- (b) Apply to the Minister to make an Order under Section 294 of the Local Government Act that the vacancy not be filled.

Yours faithfully



D J Sherley
GENERAL MANAGER

MINUTE

7 MEETING CLOSE

The Meeting closed at 5.55 pm.

CHAIRMAN: _____