



Central Coast Council

Extraordinary Council Meeting

Held remotely - online

18 December 2020

MINUTES

Present

Dick Persson AM

In Attendance

Rik Hart	Acting Chief Executive Officer
Natalia Cowley	Director – Corporate Affairs
Shane Sullivan	Unit Manager Governance and Business Services

Notes

The Administrator, Dick Persson AM, declared the meeting open at 3.06pm.

The Administrator, Dick Persson AM acknowledged the traditional custodians of the land on which the meeting was being held, and paid respect to Elders past, present and emerging.

The Administrator, Dick Persson AM advised in accordance with the Code of Meeting Practice that the meeting is being recorded.

1.1 Disclosures of Interest

Time commenced: 3.09pm

Moved: Mr Persson AM

Resolved

1315/20 *That Council receive the report on Disclosure of Interest and the fact that no disclosure was made be noted.*

1.2 Notice of Intention to Deal with Matters in Confidential Session

Time commenced: 3.10pm

Moved: Mr Persson AM

Resolved

1316/20 *That Council resolve that the following matters be dealt with in closed session, pursuant to s. 10A(2) of the Local Government Act 1993 for the following reasons:*

Item 2.1 – General Fund Loan

Reason for considering in closed session:

2(d) commercial information of a confidential nature that would, if disclosed:

(i) prejudice the commercial position of the person who supplied it.

That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report remain confidential in accordance with section 10A(2)(d)(i) of the Local Government Act as it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and because consideration of the matter in open Council would on balance be contrary to the public interest.

Confidential Session

Time commenced: 3.10pm

Moved: Mr Persson AM

Resolved

1317/20 *That the meeting move into Confidential Session.*

At this stage of the meeting being 3.11pm the meeting moved into Confidential Session with the members of the press and public excluded from the closed session and access to the correspondence and reports relating to the items considered during the course of the closed session being withheld. This action is taken in accordance with Section 10A of the *Local Government Act, 1993*.

Open Session

The meeting resumed in open session at 3.17pm and the Acting Chief Executive Officer reported on proceedings of the Confidential Session of the Extraordinary Meeting as follows:

2.1 General Fund Loan

Time commenced: 3.12pm

Moved: Mr Persson AM

Resolved

- 1318/20 *That Council accept the offer of principal and interest loan, as dated on 18 December 2020, for an amount of \$100,000,000 on a fixed 3 year term, amortizing over 15 years, from the financial institution.*
- 1319/20 *That Council authorise the Administrator and Acting Chief Executive Officer to execute all documents relating to the Facility Agreement between the Central Coast Council and the financial institution.*
- 1320/20 *That Council authorise the Common Seal to be affixed to the executed Facility Agreement between the Central Coast Council and the financial institution.*
- 1321/20 *That Council resolve, pursuant to section 11(3) of the Local Government Act 1993, that this report remain confidential in accordance with section 10A(2)(d)(i) of the Local Government Act as it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and because consideration of the matter in open Council would on balance be contrary to the public interest. Consideration of the matter in open Council would, on balance, be contrary to the public interest as publication of all tendered amounts would discourage potential tenderers from submitting commercial information in future and would affect Council's ability to obtain value for money services for the Central Coast community.*

The Meeting closed at 3.20pm.