

# CITY OF COCKBURN

## SUMMARY OF MINUTES OF SPECIAL COUNCIL MEETING HELD ON THURSDAY, 15 APRIL 2010 AT 7:00 PM

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## CITY OF COCKBURN

### MINUTES OF SPECIAL COUNCIL MEETING HELD ON THURSDAY, 15 APRIL 2010 AT 7:00 PM

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#### PRESENT:

##### ELECTED MEMBERS

Mr L Howlett	-	Mayor
Ms L Smith	-	Councillor
Ms H Attrill	-	Councillor
Mr I Whitfield	-	Councillor
Mrs C Reeve-Fowkes	-	Councillor
Mr T Romano	-	Councillor
Mrs V Oliver	-	Councillor
Mrs R O'Brien	-	Councillor

##### IN ATTENDANCE

Mr S. Cain	-	Chief Executive Officer
Mr D. Green	-	Director, Administration & Community Services
Mr S. Downing	-	Director, Finance & Corporate Services
Mr M. Littleton	-	Director, Engineering & Works
Mr D. Arndt	-	Director, Planning & Development

#### 1. DECLARATION OF MEETING

The Presiding Member declared the meeting open at 7.02pm.

#### 2. APPOINTMENT OF PRESIDING MEMBER (If required)

Not applicable.

#### 3. DISCLAIMER (To be read aloud by Presiding Member)

Members of the public, who attend Council Meetings, should not act immediately on anything they hear at the Meetings, without first seeking clarification of Council's position. Persons are advised to wait for written advice from the Council prior to taking action on any matter that they may have before Council.



**4. ACKNOWLEDGEMENT OF RECEIPT OF WRITTEN DECLARATIONS OF FINANCIAL INTERESTS AND CONFLICT OF INTEREST (by Presiding Member)**

Nil

**5 (SCM15/04/2010) - APOLOGIES & LEAVE OF ABSENCE**

- Deputy Kevin Mayor Allen - Apology
- Clr Sue Limbert - Apology

**6. PUBLIC QUESTION TIME**

Nil

**7. DECLARATION BY COUNCILLORS WHO HAVE NOT GIVEN DUE CONSIDERATION TO MATTERS CONTAINED IN THE BUSINESS**

Nil

**8 (SCM15/04/2010) - PURPOSE OF MEETING**

The purpose of the meeting is to approve the arrangement for Clrs Oliver and Attrill to participate in the Special Council Meeting of 6 May 2010 via telephone link from Victoria, between the hours of 6.00pm (Western Australian Standard Time) until the completion of the meeting.

**9. COUNCIL MATTERS**

**9.1 (MINUTE NO 4241)(SCM15/04/2010) - APPROVAL TO ATTEND 6 MAY 2010 SPECIAL COUNCIL MEETING BY INSTANTANEOUS COMMUNICATION (1070) (D.GREEN)**

**RECOMMENDATION**

That Council approves of the arrangements for Clrs Oliver and Attrill to participate in the Special Council Meeting of 6 May 2010, via telephone link from Melbourne, Victoria, between the hours of 6.00pm (Western Australian Standard Time) until the completion of the meeting.

**TO BE CARRIED BY ABSOLUTE MAJORITY OF COUNCIL**



**COUNCIL DECISION**

MOVED Clr C Reeve-Fowkes SECONDED Clr R O'brien that the recommendation be adopted.

**CARRIED BY ABSOLUTE MAJORITY OF COUNCIL 8/0**

**Background**

The Local Government (Administration) Regulations enables Elected Members to participate in Council meetings under certain conditions via "instantaneous communication" channels, if they are unable to attend the meeting in person. Clrs Oliver and Attrill have advised that they will be in Melbourne, Victoria on the date of the 6 May 2010 Special Council Meeting and would like to participate in the Council Meeting via telephone link.

**Submission**

For Council to approve of the arrangements for Clrs Oliver and Attrill to participate in the Special Council Meeting to be held on 6 May 2010 by telephone link-up from Melbourne, Victoria.

**Report**

A briefing paper has been prepared outlining the likely issues which will require consideration by Council in advance of approving the arrangements and place being proposed to include Clrs Oliver and Attrill as participants at the 6 May 2010 Special Council Meeting (see attachment). Clrs Oliver and Attrill have advised that they will be staying in a private room at the Medina Executive, 550 Flinders Street, Melbourne on the evening of the 6 May 2010 Council Meeting and will be otherwise unaccompanied. It is intended to use the room as the place from which to participate in the meeting proceedings, either by way of a hotel provided telephone or personal mobile telephone, should the room telephone not have a hands free and speaker function.

As there will be no other persons present for the duration of the connecting call and all information will be provided to Clrs Oliver and Attrill via email to a Council computer address or, if necessary, to the hotel by facsimile, it is considered the hotel room is a suitable place for the purposes of the legislation. An appropriate telephone communication system is in place to accommodate Council's requirements.



In all other respects, the meeting processes are expected to comply with legislative requirements and it is therefore recommended that Council approves of the arrangements and place proposed to conduct the meeting.

### **Strategic Plan/Policy Implications**

#### **Governance Excellence**

- To conduct Council business in open public forums and to manage Council affairs by employing publicly accountable practices.

### **Budget/Financial Implications**

Funds are available in the Governance – Elected Members Expenditure Account 110-6246 – Councillor Communication Expenses for the cost of the telephone call.

### **Legal Implications**

Regulation 14A of the Local Government (Administration) Amendment Regulations 2005 refers.

### **Community Consultation**

N/A

### **Attachment(s)**

Briefing Notes for Conducting a Council Meeting with an Elected Member(s) by Means of Instantaneous Communication.

### **Advice to Proponent(s)/Submissioners**

N/A

### **Implications of Section 3.18(3) Local Government Act, 1995**

Nil.



10. **(MINUTE NO 4242)(SCM15/04/2010) - RESOLUTION OF COMPLIANCE (SECTION 3.18(3), LOCAL GOVERNMENT ACT 1995)**

**RECOMMENDATION**

That Council is satisfied that resolutions carried at this Meeting and applicable to items concerning Council provided services and facilities, are:-

- (1) integrated and co-ordinated, so far as practicable, with any provided by the Commonwealth, the State or any public body;
- (2) not duplicated, to an extent Council considers inappropriate, services or facilities as provided by the Commonwealth, the State or any other body or person, whether public or private; and
- (3) managed efficiently and effectively.

**COUNCIL DECISION**

MOVED Clr I Whitfield SECONDED Clr C Reeve-Fowkes that the recommendation be adopted.

**CARRIED 8/0**

11 **(SCM15/04/2010) - CLOSURE OF MEETING**

MEETING CLOSED AT 7.08PM

**CONFIRMATION OF MINUTES**

I, ..... (Presiding Member) declare that these minutes have been confirmed as a true and accurate record of the meeting.

Signed: ..... Date: ...../...../.....

