City of Cockburn

Special Council Meeting
Minutes

For Wednesday, 4 December 2019

These Minutes are confirmed

Presiding Member's signature

Date: 12 December 2019

CITY OF COCKBURN

SUMMARY OF MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON WEDNESDAY, 4 DECEMBER 2019 AT 7.00 PM

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CITY OF COCKBURN

MINUTES OF SPECIAL COUNCIL MEETING HELD ON WEDNESDAY, 4 DECEMBER 2019 AT 7.00 PM

PRESENT:

ELECTED MEMBERS

Mr L Howlett	-	Mayor (Presiding Member)
Ms L Kirkwood	-	Deputy Mayor
Mr K Allen	-	Councillor
Mr M Separovich	-	Councillor
Ms P Corke	-	Councillor
Ms L Smith	-	Councillor
Dr C Terblanche	-	Councillor
Mr P Eva	-	Councillor
Ms C Stone	-	Councillor
Mr T Widenbar	-	Councillor

IN ATTENDANCE

Mr S Downing	-	Acting Chief Executive Officer
Mr D Green	-	Director Governance & Community Services
Mrs L Spearing	-	Personal Assistant to CEO (Dep. 7:07pm)
Mr M Reid	-	Jackson McDonald
Ms B Swanson	-	Jackson McDonald

1. DECLARATION OF MEETING

The Presiding Member declared the meeting open at 7:01pm.

“Kaya, Wanju Wadjuk Budjar” which means “Hello, Welcome to Wadjuk Land”

The Presiding Member acknowledged the Nyungar People who are the traditional custodians of the land on which the meeting is being held and pay respect to the Elders of the Nyungar Nation, both past and present and extend that respect to Indigenous Australians who are with us tonight.

2. APPOINTMENT OF PRESIDING MEMBER (IF REQUIRED)

Nil

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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. APOLOGIES & LEAVE OF ABSENCE

Mr S Cain, Chief Executive Officer - Leave of Absence

6. PUBLIC QUESTION TIME

Nil

7. DEPUTATIONS

Nil

8. DECLARATION BY MEMBERS WHO HAVE NOT GIVEN DUE CONSIDERATION TO MATTERS CONTAINED IN THE BUSINESS PAPER PRESENTED BEFORE THE MEETING

Nil

9. PURPOSE OF MEETING

The purpose of the meeting is to consider confidential staff matters.

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10. COUNCIL MATTERS

10.1 (2019/MINUTE NO 0225) CONSIDERATION OF A CONFIDENTIAL STAFF MATTER

Author(s) D Green
Attachments N/A

RECOMMENDATION That Council considers the matters contained in the Reports provided to Elected Members under separate confidential cover.
COUNCIL DECISION MOVED Cr C Stone SECONDED Cr K Allen That the recommendation be adopted. **CARRIED 10/0**

Background

By notification from the Mayor, dated 3 December 2019, the Acting Chief Executive Officer has prepared an agenda for consideration by Council. For this purpose, it is recommended that Council proceeds behind closed doors.

Submission

N/A

Report

As contained in the reports provided to Elected Members under separate confidential cover.

Strategic Plans/Policy Implications

Leading and Listening

Deliver sustainable governance through transparent and robust policy and processes.

Budget/Financial Implications

As contained in the reports provided under separate confidential cover.

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Legal Implications

As contained in the reports provided under separate confidential cover.

Community Consultation

N/A

Risk Management Implications

As contained in the reports provided under separate confidential cover.

Advice to Proponent(s)/Submitters

The staff member has been informed that Council is meeting to consider the matters.

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

Nil

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(2019/MINUTE NO 0226) MEETING TO PROCEED BEHIND CLOSED DOORS

COUNCIL DECISION
MOVED Mayor L Howlett SECONDED Cr M Separovich

That Council, pursuant to Section 5.23(2)(a) of the Local Government Act 1995, proceed behind closed doors the time being 7:04pm to consider Items:

11.1 – Confidential Staff Matter 1; and

11.2 – Confidential Staff Matter 2.

CARRIED 10/0

Reason for Decision

To consider confidential staff matters.

Mayor Howlett acknowledged Mr M Reid and Ms B Swanson of Jackson McDonald, to the meeting at 7:05pm.

(2019/MINUTE NO 0227) SUSPENSION OF STANDING ORDERS

COUNCIL DECISION
MOVED Cr M Separovich SECONDED Cr P Corke

That Council, pursuant to clause 22.1 of Standing Orders suspend the meeting procedures, the time being at 7:06pm.

CARRIED 10/0

Minute Clerk left the meeting at 7:07pm.

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(2019/MINUTE NO 0228) RESUMPTION OF STANDING ORDERS

COUNCIL DECISION
MOVED Cr K Allen SECONDED Cr P Eva

That Standing Orders be resumed, the time being 12:10am.

CARRIED 10/0

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11. CONFIDENTIAL BUSINESS

11.1 CONFIDENTIAL STAFF MATTER 1

This report and its attachments are **CONFIDENTIAL** in accordance with Section 5.23(2) (a) of the *Local Government Act 1995*, which permits the meeting to be closed to the public for business relating to the following:

(a) a matter affecting an employee or employees.

(2019/MINUTE NO 0229) CONFIDENTIAL STAFF MATTER 1 AS CONTAINED IN THE CONFIDENTIAL REPORT WAS CONSIDERED AND ADOPTED BEHIND CLOSED DOORS.

11.2 CONFIDENTIAL STAFF MATTER 2

This report and its attachments are **CONFIDENTIAL** in accordance with Section 5.23(2) (a) of the *Local Government Act 1995*, which permits the meeting to be closed to the public for business relating to the following:

(a) a matter affecting an employee or employees.

(2019/MINUTE NO 0230) CONFIDENTIAL STAFF MATTER 2 UNDERTAKES THE ACTIONS AGREED AS SPECIFIED IN THE CONFIDENTIAL RESOLUTION MADE BEHIND CLOSED DOORS.

12. (2019/MINUTE NO 0231)RESOLUTION OF COMPLIANCE

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.

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COUNCIL DECISION
MOVED Cr L Smith SECONDED Cr P Eva

That the recommendation be adopted.

CARRIED 10/0

13. CLOSURE OF MEETING

The meeting closed at 12:14am

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