



City of Cockburn
Special Council Meeting
Agenda Paper

For Thursday, 26 November 2020



City of Cockburn
PO Box 1215, Bibra Lake
Western Australia 6965

Cnr Rockingham Road and
Coleville Crescent, Spearwood

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NOTICE OF MEETING

Pursuant to Clause 2.5 of Council's Standing Orders, a Special Meeting of Council has been called for Thursday 26 November 2020. The meeting is to be conducted at 6.45pm in the City of Cockburn Council Chambers, Administration Building, Coleville Crescent, Spearwood.

The purpose of this meeting is to to consider applications from Councillors to attend a Special Meeting of the Chief Executive Officer Performance Review and Key Projects Appraisal Committee, followed by a Special Council Meeting, on Monday 30 November 2020.

The Agenda will be made available on the City's website prior to the Meeting.

A handwritten signature in black ink, appearing to read 'D. Arndt', is written over a horizontal line.

Daniel Arndt
ACTING CHIEF EXECUTIVE OFFICER

CITY OF COCKBURN

SUMMARY OF AGENDA TO BE PRESENTED TO THE SPECIAL COUNCIL MEETING TO BE HELD ON THURSDAY, 26 NOVEMBER 2020 AT 6.45PM

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CITY OF COCKBURN
AGENDA TO BE PRESENTED TO THE
SPECIAL COUNCIL MEETING TO BE HELD
THURSDAY, 26 NOVEMBER 2020 AT 6.45PM

1. DECLARATION OF MEETING

2. APPOINTMENT OF PRESIDING MEMBER (IF REQUIRED)

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)**

5. APOLOGIES & LEAVE OF ABSENCE

Cr C Terblanche - Leave of Absence

6. PUBLIC QUESTION TIME

7. DEPUTATIONS

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

9. PURPOSE OF MEETING

The purpose of the meeting is to to consider applications from Councillors to attend a Special Meeting of the Chief Executive Officer Performance Review and Key Projects Appraisal Committee, followed by a Special Council Meeting, on Monday 30 November 2020.

10. COUNCIL MATTERS

10.1 ATTENDANCE AT MEETING BY INSTANTANEOUS COMMUNICATION - CR ALLEN, CR SMITH, CR WIDENBAR

Author(s) D Green

Attachments N/A

RECOMMENDATION

That Council approves Cr Allen, Cr Smith and Cr Widenbar attending the Special Chief Executive Officer Performance Review and Key Projects Appraisal Committee Meeting and Special Council Meeting on 30 November 2020 by instantaneous communication.

TO BE CARRIED BY AN ABSOLUTE MAJORITY OF COUNCIL

Background

A Special Council Meeting has been called by the Presiding Member (Mayor Howlett) to enable the Minutes of the Chief Executive Officer Review and Key Projects Appraisal Committee Meeting held immediately prior to be formally considered by Council.

Cr Allen is unable to be in attendance personally at the meetings, as he is attending a conference in Margaret River as a delegate of the City, and is staying at the Margaret River Motel, 18 Farrelly Street, Margaret River. Cr Allen is able to ensure that his accommodation is secure and that privacy can be maintained for the duration of the meetings. Accordingly, he is seeking Council approval to attend these meetings via instantaneous communication.

Cr Smith is unable to be in attendance personally at the meetings, as she is working in Port Hedland. She is staying in a residence at Crowe Street, Port Hedland, where she has been based since June 2020, and has previously been granted approval to attend Council Meetings by instantaneous communication up until 12 November 2020. Accordingly, Cr Smith is seeking Council approval to attend these meetings via the same method.

Cr Widenbar is unable to be in attendance personally at the meetings, as he is currently in Gnarabup, near Margaret River. He is staying in a private residence at Marmaduke Point Drive, Gnarabup, and can confirm that he has access to a private portion of the residence to securely participate in the meetings. Accordingly, Cr Widenbar is seeking Council approval to attend these meetings by instantaneous communication.

Submission

N/A

Report

The Local Government (Administration) Regulations 1996 (Regulation 14A) provides for a member to be taken as being in attendance at a Council meeting, where the member has been granted the approval of Council to be in simultaneous audio contact with all other members who are personally present at the related Meeting.

Council approving the presence of a member at a meeting by such means is dependent on Council being satisfied that the requesting member is in a suitable place and it (the Council) is otherwise agreeable to the arrangements.

Given these circumstances and the supporting information relevant to the place at which each councillor will be located at the time of the meetings, it is recommended that Council approves the arrangements.

Strategic Plans/Policy ImplicationsListening and Leading

A community focused, sustainable, accountable and progressive organisation.

- Ensure good governance through transparent and accountable, planning, processes, reporting, policy and decision making.

Budget/Financial Implications

N/A

Legal Implications

Regulation 14A of the *Local Government (Administration) Regulations 1996* refers.

Community Consultation

N/A

Risk Management Implications

There is a "Low" level of "Brand Reputation" risk associated with this item on the basis of the security and privacy of the accommodation at which Cr Allen will be located for the duration of the meeting.

Advice to Proponent/Submitter

The proponents have been advised that this matter is to be considered at the 26 November 2020 Special Council Meeting.

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

Nil

11. CONFIDENTIAL BUSINESS

Nil

12. 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.

13. CLOSURE OF MEETING