

CITY OF COCKBURN



SPECIAL COUNCIL

AGENDA PAPER

FOR

THURSDAY, 29 APRIL 2010

CITY OF COCKBURN

SUMMARY OF AGENDA TO BE PRESENTED TO THE SPECIAL COUNCIL MEETING TO BE HELD ON THURSDAY, 29 APRIL 2010 AT 7:00 PM

	Page
1. DECLARATION OF MEETING	1
2. APPOINTMENT OF PRESIDING MEMBER (IF REQUIRED).....	1
3. DISCLAIMER (TO BE READ ALOUD BY PRESIDING MEMBER)	1
4. ACKNOWLEDGEMENT OF RECEIPT OF WRITTEN DECLARATIONS OF FINANCIAL INTERESTS AND CONFLICT OF INTEREST (BY PRESIDING MEMBER).....	1
5. APOLOGIES & LEAVE OF ABSENCE.....	1
6. PUBLIC QUESTION TIME.....	1
7. DECLARATION BY COUNCILLORS WHO HAVE NOT GIVEN DUE CONSIDERATION TO MATTERS CONTAINED IN THE BUSINESS.....	1
8 (SCM 29/04/2010) - PURPOSE OF MEETING	2
9. COUNCIL MATTERS.....	2
9.1 (SCM 29/04/2010) - APPROVAL TO ATTEND 6 MAY 2010 SPECIAL COUNCIL MEETING BY INSTANTANEOUS COMMUNICATION (1070) (D.GREEN) (ATTACH).....	2
10. RESOLUTION OF COMPLIANCE (SECTION 3.18(3), LOCAL GOVERNMENT ACT 1995).....	4
10.1. (SCM 29/04/2010) - 10 RESOLUTION OF COMPLIANCE (SECTION 3.18(3), LOCAL GOVERNMENT ACT 1995).....	4
11. CLOSURE OF MEETING	4

CITY OF COCKBURN

AGENDA TO BE PRESENTED TO THE SPECIAL COUNCIL MEETING TO BE HELD ON THURSDAY, 29 APRIL 2010 AT 7:00 PM

- 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**
- 6. PUBLIC QUESTION TIME**
- 7. DECLARATION BY COUNCILLORS WHO HAVE NOT GIVEN DUE CONSIDERATION TO MATTERS CONTAINED IN THE BUSINESS**

8 (SCM 29/04/2010) - PURPOSE OF MEETING

The purpose of the meeting is to approve the arrangement for Deputy Mayor Allen to participate in the Special Council Meeting of 6 May 2010 via telephone link from New South Wales, between the hours of 6.00pm (Western Australian Standard Time) until the completion of the meeting.

9. COUNCIL MATTERS

9.1 (SCM 29/04/2010) - APPROVAL TO ATTEND 6 MAY 2010 SPECIAL COUNCIL MEETING BY INSTANTANEOUS COMMUNICATION (1070) (D.GREEN) (ATTACH)

RECOMMENDATION

That Council approves of the arrangements for Deputy Mayor Allen to participate in the Special Council Meeting of 6 May 2010, via telephone link from Sydney, New South Wales, 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

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. Deputy Mayor Allen advised that he will be in Sydney, New South Wales 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 Deputy Mayor Allen to participate in the Special Council Meeting to be held on 6 May 2010 by telephone link-up from Sydney, New South Wales.

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 Deputy Mayor Allen as a participant at the 6 May 2010 Special Council Meeting (see attachment). Deputy Mayor Allen has advised that he will be staying in a private room at the Vibe Hotel, 88 Alfred St, North Sydney NSW 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 Deputy Mayor Allen 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. RESOLUTION OF COMPLIANCE (Section 3.18(3), Local Government Act 1995)

10.1. (SCM 29/04/2010) - 10 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

11. CLOSURE OF MEETING