



City of Cockburn  
Special Council Meeting  
**Minutes**

For Monday, 13 January 2020

These Minutes are confirmed

Presiding Member's signature



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Date: 13 February 2020

## CITY OF COCKBURN

### SUMMARY OF MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON MONDAY, 13 JANUARY 2020 AT 6:30 PM

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## CITY OF COCKBURN

### MINUTES OF SPECIAL COUNCIL MEETING HELD ON MONDAY, 13 JANUARY 2020 AT 6:30 PM

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**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
Mr D Arndt	-	Director Planning & Development (Dep. 6:40pm)
Mr C Sullivan	-	Director Engineering & Works (Dep. 6:40pm)
Mrs L Spearing	-	Minute Officer (Dep. 6:40pm)
Mr M Reid	-	Jackson McDonald
Ms R Harding	-	Jackson McDonald

**1. DECLARATION OF MEETING**

The Presiding Member declared the meeting open at 6:31pm.


“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**

Chief Executive Officer Stephen Cain - 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 a Confidential Staff Matter.



## 10. COUNCIL MATTERS

### 10.1 (2020/MINUTE NO 0001) CONSIDERATION OF A CONFIDENTIAL STAFF MATTER

**Author(s)** S Downing  
**Attachments** N/A

#### RECOMMENDATION

That Council, pursuant to Section 5.23 (2) (a) of the Local Government Act 1995, considers the matter contained in the Agenda behind closed doors.

#### COUNCIL DECISION

MOVED Cr C Stone SECONDED Cr M Separovich

That the recommendation be adopted.

**CARRIED 10/0**

#### Background

By notification from four Elected Members, dated 9 January 2020, 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

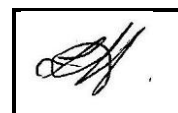
As contained in the Agenda provided to Elected Members under separate confidential cover.

#### Strategic Plans/Policy Implications

##### Leading and Listening

Deliver sustainable governance through transparent and robust policy and processes.

#### Budget/Financial Implications



N/A

**Legal Implications**

Not known

**Community Consultation**

N/A

**Risk Management Implications**

There is a “High” level of “Compliance” risk associated with this matter.

**Advice to Proponent(s)/Submitters**

N/A

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

Nil



**(2020/MINUTE NO 0002) MEETING TO PROCEED BEHIND  
CLOSED DOORS**

**COUNCIL DECISION**

MOVED Cr C Stone 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 6:34pm to consider Item 11.1 Confidential Staff Matter.

**CARRIED 10/0**

**Reason for Decision**

To consider a confidential staff matter.

Mayor Howlett acknowledged Mr M Reid and Ms R Harding of Jackson McDonald, to the meeting at 6:35pm.

**(2020/MINUTE NO 0003) SUSPENSION OF STANDING ORDERS**

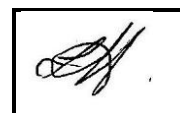
**COUNCIL DECISION**

MOVED Cr T Widenbar SECONDED Cr M Separovich

That Council, pursuant to clause 22.1 of Standing Orders suspend the meeting procedures, the time being at 6:36pm.

**CARRIED 10/0**

Minute Clerk, Director Planning and Development and Director Engineering and Works left the meeting at 6:40pm.



**(2020/MINUTE NO 0004) RESUMPTION OF STANDING ORDERS**

**COUNCIL DECISION**

MOVED Cr K Allen SECONDED Cr P Eva

That Standing Orders be resumed, the time being 7:53pm.

**CARRIED 7/3**

**11. CONFIDENTIAL BUSINESS**

**11.1 CONFIDENTIAL STAFF MATTER**

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.*

**(2020/MINUTE NO 0005) CONFIDENTIAL STAFF MATTER AS CONTAINED IN THE CONFIDENTIAL REPORT WAS CONSIDERED AND ADOPTED BEHIND CLOSED DOORS.**

**12. (2020/MINUTE NO 0006) 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.





**COUNCIL DECISION**

MOVED Cr P Eva SECONDED Deputy Mayor L Kirkwood

That the recommendation be adopted.

**CARRIED 10/0**

**13. CLOSURE OF MEETING**

The meeting closed at 8:29pm.

