



MINUTES

SPECIAL COUNCIL MEETING

HELD ON

MONDAY, 23 NOVEMBER 2017

4.56^{PM}

SHIRE COUNCIL CHAMBERS



**WESTERN AUSTRALIA'S
WILDFLOWER COUNTRY**



Special Meeting of Council
23 November 2017
Shire of Morawa Administration Centre

MINUTES

1. Opening

1.1 Declaration of Opening

The President declared the meeting open at 4.56pm.

1.2 Recording of those Present

Cr K J Chappel	President
Cr D S Carslake	Deputy President
Cr D B Collins	
Cr J M Coaker	
Cr M J Thornton	
Cr K Stokes	

Mr C Linnell	Chief Executive Officer
Ms S Appleton	Executive Manager Development & Administration
Mrs F Gledhill	Executive Manager Corporate & Community Services
Ms E Cuthbert	Economic Development Manager

1.3 Recording of Apologies

Cr D S Agar

1.4 Recording Leave of Absence Previously Approved

Nil

1.5 Announcements by President without Discussion

No announcements were made.

1.6 Visitors to Meeting

There were no visitors present

2. Public Question Time and Deputations

2.1 Response to previous public questions taken on notice.

Nil

2.2 Public question time

Nil

3. Declarations of Interest

There were no declarations of interest.

4. Reports of Committees and Officers

<i>Item No/ Subject:</i>	4.1 Closure of Meeting to the Public
<i>Date of Meeting:</i>	27 November 2017
<i>Date & Author:</i>	24 November 2017 – Chris Linnell
<i>Responsible Officer:</i>	Chris Linnell - Chief Executive Officer
<i>Applicant/Proponent:</i>	Chief Executive Officer
<i>File Number:</i>	GV.CMT.1
<i>Previous minute/s & Reference:</i>	

DECLARATION OF INTEREST

Nil

ATTACHMENTS

Nil

BACKGROUND INFORMATION

Nil

OFFICER'S COMMENT

In item 4.2 Council will be presented with the CEO's recommendation for the appointment of a senior officer for the position of Executive Manager Corporate and Community Services.

COMMUNITY CONSULTATION

Nil

COUNCILLOR CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

Under section 5.23 (2) of the *Local Government Act 1995*, part of a council meeting may be closed, if the meeting deals with any of the following:

- (a) a matter affecting an employee or employees;
- (b) the personal affairs of any person;
- (c) a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;
- (d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;
- (e) a matter that if disclosed, would reveal —
 - (i) a trade secret;
 - (ii) information that has a commercial value to a person;
 - (iii) information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government;
- (f) a matter that if disclosed, could be reasonably expected to —
 - (i) impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;
 - (ii) endanger the security of the local government's property;
 - (iii) prejudice the maintenance or enforcement of a lawful measure for protecting public safety;
- (g) information which is the subject of a direction given under section 23(1a) of the *Parliamentary Commissioner Act 1971*; and
- (h) such other matters as may be prescribed.

Shire of Morawa Standing Orders Local Law 2011

The key parts include:

- 6.2 (1) The CEO may recommend that part of the meeting is closed.
- 6.2 (2) The Council may decide to close a meeting or part of a meeting.
- 6.2 (3) The presiding member is to direct everyone to leave the meeting except, members, the CEO and any officer specified.
- 6.2 (5) Clause 8.9 (re speaking twice)
- 6.2 (7) The presiding member is to ensure any resolution of the Council made while the meeting was closed is to read out including a vote of a member.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Nil

RISK MANAGEMENT

Nil

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION

That Council closes the meeting to the public under section 5.23 (2) c) of the *Local Government Act 1995* and the *Shire of Morawa Standing Orders Local Law 2011 s 6.2 (2)* so that it can consider a matter regarding the appointment of a senior officer.

COUNCIL RESOLUTION

1711014 **Moved:** **Cr Thornton**
 Seconded: **Cr Carslake**

That Council closes the meeting to the public under section 5.23 (2) c) of the *Local Government Act 1995* and the *Shire of Morawa Standing Orders Local Law 2011 s 6.2 (2)* so that it can consider a matter regarding the appointment of a senior officer.

CARRIED 6/0

Ms Appleton, Mrs Gledhill and Ms Cuthbert left the chamber at 4.57pm.

<i>Item No/ Subject:</i>	4.2 Confidential Item - Appointment of Executive Manager Corporate and Community Services
<i>Date of Meeting:</i>	27 November 2017
<i>Date & Author:</i>	21 November 2017 – Chris Linnell
<i>Responsible Officer:</i>	Chris Linnell – Chief Executive Officer
<i>Applicant/Proponent:</i>	Chief Executive Officer
<i>File Number:</i>	PE.RCR.2
<i>Previous minute/s & Reference:</i>	

COUNCIL RESOLUTION

1711015 **Moved:** **Cr Collins**
 Seconded: **Cr Stokes**

That with respect to the appointment of Executive Manager Corporate and Community Services and pursuant to the Local Government Act 1995 sections 5.37 and 5.39, that Council:

- 1. Accept the CEO's recommendation to appoint Ms Jennifer Ann Goodbourn to the position of Executive Manager Corporate and Community Services.**
- 2. Note the Chief Executive Officer will prepare and execute a contract for a period of three (3) years of employment between the Shire of Morawa and the successful applicant.**
- 3. Resolve to affix the common seal of the Shire of Morawa to the employment contract**
- 4. Resolve to reopen the meeting to the public**

CARRIED 6/0

5. Meeting Closure

There being no further business, the President closed the meeting at 4.58pm.

6. Next Meeting

The next ordinary meeting of Council will be held on 21 December 2017.