



# MINUTES

SPECIAL MEETING

OF COUNCIL

1 OCTOBER 2019



<p style="text-align: center;"><b>TABLE OF CONTENTS</b></p> <p style="text-align: center;"><b>SPECIAL MEETING OF COUNCIL</b></p> <p style="text-align: center;"><b>HELD ON</b></p> <p style="text-align: center;"><b>1 OCTOBER 2019</b></p>
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	<b>PAGE</b>
<b>1. <u>DECLARATION OF OPENING</u></b>	<b>1</b>
<b>2. <u>RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE</u></b>	<b>1</b>
2.1 Attendance	2
2.2 Apologies	2
2.3 Leave of Absence	2
<b>3. <u>DISCLOSURES OF INTEREST</u></b>	<b>2</b>
<b>4. <u>PUBLIC QUESTION TIME</u></b>	<b>3</b>
4.1 Responses to Public Questions Previously Taken on Notice	3
4.2 Public Questions	3
<b>5. <u>PETITIONS, DEPUTATIONS AND PRESENTATIONS</u></b>	<b>3</b>
5.1 Petitions	3
5.2 Deputations	3
5.3 Presentations	3
<b>6. <u>APPLICATIONS FOR LEAVE OF ABSENCE</u></b>	<b>3</b>
<b>7. <u>CONFIRMATION OF MINUTES</u></b>	<b>3</b>
<b>8. <u>ANNOUNCEMENTS BY THE PRESIDING MEMBER</u></b>	<b>3</b>
<b>9. <u>UNRESOLVED BUSINESS FROM PREVIOUS MEETINGS</u></b>	<b>3</b>
<b>10. <u>QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN</u></b>	<b>4</b>
<b>11. <u>REPORTS</u></b>	<b>4</b>
11.1. <u>Office of the CEO</u>	4
11.2. <u>Corporate and Community Services</u>	4
11.3. <u>Regulatory and Development Services</u>	4
11.4. <u>Operations</u>	4
<b>12. <u>MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN</u></b>	<b>4</b>
<b>13. <u>COUNCILLORS' OFFICIAL REPORTS</u></b>	<b>4</b>
<b>14. <u>NEW BUSINESS OF AN URGENT NATURE</u></b>	<b>4</b>
<b>15. <u>MATTERS FOR WHICH MEETING IS TO BE CLOSED TO THE PUBLIC</u></b>	<b>5</b>
15.1 Contract of Employment - Dr Danel Conradie (Gingin Medical Centre)	5
<b>16. <u>CLOSURE</u></b>	<b>6</b>

## SHIRE OF GINGIN

### MINUTES OF THE SPECIAL MEETING OF THE SHIRE OF GINGIN HELD IN THE COUNCIL CHAMBER ON TUESDAY, 1 OCTOBER 2019, COMMENCING AT 3.00 PM

#### **DISCLAIMER**

*Members of the Public are advised that decisions arising from this Council Meeting can be subject to alteration.*

*Applicants and other interested parties should refrain from taking any action until such time as written advice is received confirming Council's decision with respect to any particular issue.*

#### **ORDER OF BUSINESS**

##### **1. DECLARATION OF OPENING**

The Shire President declared the meeting open at 3.10pm and welcomed those in attendance.

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##### **2. RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE**

###### **2.1A ATTENDANCE BY TELEPHONE - COUNCILLOR J K RULE**

Councillor Rule is currently attending a conference in Melbourne associated with his private business. In accordance with the *Local Government (Administration) Regulations 1996* Reg. 14A, he has sought Council's approval to attend this meeting via telephone.

Regulation 14A Attendance by telephone etc (Act s. 5.25(1)(ba)) of the *Local Government (Administration) Regulations 1996* stipulates as follows:

- (1) *A person who is not physically present at a meeting of a council or committee is to be taken to be present at the meeting if –*
  - (a) *the person is simultaneously in audio contact, by telephone or other means of instantaneous communication, with each other person present at the meeting; and*
  - (b) *the person is in a suitable place; and*
  - (c) *the council has approved of the arrangement.*

For the purposes of Regulation 14A(1)(b), a *suitable place* is deemed to be a place that the Council has approved as a suitable place, and which is located in a townsite or other residential area and is 150km or further from the place at which the meeting is to be held.

## **VOTING REQUIREMENTS – ABSOLUTE MAJORITY**

### **COUNCIL RESOLUTION/OFFICER RECOMMENDATION**

**MOVED: Councillor Johnson    SECONDED: Councillor Court**

**That Council approve:**

- 1. Attendance by Councillor Rule at the Special Meeting of Council on 1 October 2019 via teleconference facility.**
- 2. The City of Melbourne as a suitable place for his participation as per Part 1 above.**

**CARRIED BY ABSOLUTE MAJORITY**

**6-0**

## **2.1 ATTENDANCE**

Councillors – I B Collard (Shire President), J Court, C W Fewster, F J Johnson, J C Lobb, F J Peczka and J K Rule (via telephone).

Staff – A Cook (Chief Executive Officer), K Okely (PA to the Chief Executive Officer) and L Burt (Governance/Minute Officer).

Gallery – There were no members of the public present in the Gallery.

## **2.2 APOLOGIES**

Cr J Elgin (Deputy Shire President)  
Cr J Morton

## **2.3 LEAVE OF ABSENCE**

Nil

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## **3. DISCLOSURES OF INTEREST**

Nil

**4. PUBLIC QUESTION TIME****4.1 RESPONSES TO PUBLIC QUESTIONS PREVIOUSLY TAKEN ON NOTICE**

Nil

**4.2 PUBLIC QUESTIONS**

Nil

**5. PETITIONS, DEPUTATIONS AND PRESENTATIONS****5.1 PETITIONS**

Nil

**5.2 DEPUTATIONS**

Nil

**5.3 PRESENTATIONS**

Nil

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**6. APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

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**7. CONFIRMATION OF MINUTES**

Nil

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**8. ANNOUNCEMENTS BY THE PRESIDING MEMBER**

Nil

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**9. UNRESOLVED BUSINESS FROM PREVIOUS MEETINGS**

Nil

**10. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN**

Nil

**11. REPORTS****11.1. OFFICE OF THE CEO**

Nil

**11.2. CORPORATE AND COMMUNITY SERVICES**

Nil

**11.3. REGULATORY AND DEVELOPMENT SERVICES**

Nil

**11.4. OPERATIONS**

Nil

**12. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

**13. COUNCILLORS' OFFICIAL REPORTS**

Nil

**14. NEW BUSINESS OF AN URGENT NATURE**

Nil

**15. MATTERS FOR WHICH MEETING IS TO BE CLOSED TO THE PUBLIC****COUNCIL RESOLUTION/OFFICER RECOMMENDATION****MOVED: Councillor Johnson    SECONDED: Councillor Peczka****That Council move into a Confidential Session to discuss Item 15.1.****CARRIED UNANIMOUSLY****15.1    CONTRACT OF EMPLOYMENT - DR DANIEL CONRADIE (GINGIN MEDICAL CENTRE)**

<b>File:</b>	PER/225
<b>Reporting Officer:</b>	Aaron Cook – Chief Executive Officer
<b>Report Date:</b>	1 October 2019
<b>Refer:</b>	Nil
<b>Appendices:</b>	Nil

**Reason for Confidentiality**

This report is **CONFIDENTIAL** in accordance with Section 5.23(2) 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; and*
- (b) *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;*

**DISCLOSURES OF INTEREST**

Nil

**VOTING REQUIREMENTS – SIMPLE MAJORITY***Councillor Rule left the meeting at 3.25pm and returned at 3.29pm.***COUNCIL RESOLUTION/OFFICER RECOMMENDATION****MOVED: Councillor Fewster    SECONDED: Councillor Court****That Council:**

- 1.    Agree to enter into a Contract of Employment with Dr Daniel Conradie for a term of three years with an option of a further two year term;**
- 2.    Authorise the Shire President and Chief Executive Officer to progress and finalise contract negotiations with Dr Conradie; and**

**3. Authorise the affixing of the Common Seal to the resulting contract document.**

**CARRIED UNANIMOUSLY**

**COUNCIL RESOLUTION**

**MOVED: Councillor Peczka      SECONDED: Councillor Johnson**

**That the meeting be re-opened to the public.**

**CARRIED UNANIMOUSLY**

*The meeting was re-opened to the public at 3.30pm. No members of the public entered the Gallery at this time.*

**16. CLOSURE**

There being no further business, the Shire President declared the meeting closed at 3.30pm.

The next Ordinary Meeting of Council will be held in Council Chambers at the Shire of Gingin Administration Centre, 7 Brockman Street, Gingin on Tuesday, 15 October 2019 commencing at 3.00 pm.

These Minutes are confirmed as the official record of the Special Meeting of the Gingin Shire Council held on 1 October 2019

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Councillor I B Collard  
Shire President  
15 October 2019