



SPECIAL COUNCIL MEETING MINUTES

SWEARING IN CEREMONY

MONDAY, 26th JULY 2010

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- NOTE:**
- a) **The Council Committee Minutes Item numbers may be out of sequence. Please refer to Section 10 of the Agenda – Information Report - Committee Decisions Under Delegated Authority for these items.**
 - b) **Declaration of Councillors and Officers Interest is made at the time the item is discussed.**

MINUTES OF THE SPECIAL COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS, 6 PATERSON STREET, MUNDIJONG ON MONDAY, 26TH JULY 2010. THE PRESIDING MEMBER DECLARED THE MEETING OPEN AT 5.04PM AND WELCOMED COUNCILLORS, STAFF AND THE MEMBERS OF THE GALLERY.

1. ATTENDANCE & APOLOGIES:

IN ATTENDANCE:

COUNCILLORS: S Twine Presiding Member
M Harris (arrived 5.20pm)
C Buttfield
MJ Geurds
E Brown
C Randall
T Hoyer
A Lowry
A Ellis
K Peterson

OFFICERS: Ms J Abbiss Chief Executive Officer
Mr A Hart Director Corporate Services
Mrs S van Aswegen Director Strategic Community Planning
Mr B Gleeson Director Development Services
Mr R Gorbunow Director Engineering
Ms P Kursar Minute Secretary

GUEST: Mr A Wigg Justice of the Peace

APOLOGIES: Cr Harris

GALLERY: 4

2. PUBLIC QUESTION TIME:

Nil

3. PUBLIC STATEMENT TIME:

Nil

4. PETITIONS & DEPUTATIONS:

Nil

5. SWEARING IN OF ELECTED COUNCILLORS - by Mr A Wigg JP

The Shire President thanked Councillors for attending this Special Council Meeting and welcomed ex Councillor Mr A Wigg JP to the meeting.

Under the witnessing hand of Mr A Wigg JP, the newly elected Councillor Kim Petersen made the oath.

6. DECLARATION BY ELECTED COUNCILLORS - by Mr A Wigg JP

Under the witnessing hand of Mr A Wigg JP, Councillor Kim Petersen made the declaration in accordance with the *Local Government (Official Conduct) Amendment Act 2007*.

SCM002/07/10 APPOINTMENT OF COMMITTEES, MEMBERS & DEPUTIES (A0429)		
Proponent:	Serpentine Jarrahdale Shire	In Brief To fill the vacancy that exists on Council's Standing Committees following the resignation of Councillor Kirkpatrick.
Owner:	N/A	
Officer:	Joanne Abbiss – Chief Executive Officer	
Signatures Author:		
Senior Officer:		
Date of Report	20 July 2010	
Previously	N/A	
Disclosure of Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act	
Delegation	Council	

Background

Following the resignation of Cr Kirkpatrick, an extraordinary election was held on Thursday 22nd July 2010.

The following person was elected to Council to represent the Central Ward:

Councillor Kim Petersen

The resignation of Cr Kirkpatrick resulted in a vacancy on the following Standing Committee of Council:

- Sustainable Development Committee (member)

Council is now requested to consider the appointment of the Councillor, by resolution, to the Standing Committee, to fill the vacancy that exists.

A copy of the Committees – Members and Deputies 2009-2011 is with attachment marked SCM002/07/10 (E10/3503).

Sustainability Statement

Not applicable

Statutory Environment:

Local Government Act 1995, Councils Standing Order
Local Law 2002.

S5.10 (2) "Appointment of committee members" states - *at any given time each council member is entitled to be a member of at least one committee referred to in section 5.9 (2) (a) or (b) and if a council member nominates himself or herself to be a member of such a committee or committees, the local government is to include that council member in the persons appointed under subsection (1) (a) to at least one of those committees as the local government decides.*

S5.10 (4) "Appointment of committee members" further states – *If at a meeting of the council a local government is to make an appointment to a committee that has or could have a council member as a member and the mayor or president informs the local government of his or*

her wish to be a member of the committee, the local government is to appoint the mayor or president to be a member of the committee.

Policy/Work Procedure Implications:

CSWP11 – Disclaimer & Terms of Reference for use of Delegation by Committee – Committee Meetings

Financial Implications:

Annual sitting fee allowances will be incurred by Council in relation to the members appointed and attending Committee meetings, in accordance with Local Government Act 1995.

Strategic Implications:

This proposal relates to the following Focus Areas:-

Vision Category	Focus Area	Objective Number	Objective Summary	Objective
OUR COUNCIL AT WORK				
	Leadership	1	Leadership throughout the organisation	Elected members and staff have ownership and are accountable for decisions that are made.
		7		Elected members and staff have a clear understanding of their roles and responsibilities.
		23	Society, community and environmental responsibility	The elected members provide bold and visible leadership.
	Success and Sustainability	38	Achieving Sustainability	Ensure that elected members and staff are outcome focussed.
	Knowledge and Information	45	Generating, collecting and analysing the right data to inform decision making	Ensure the full costs are known before decisions are made.

Community Consultation:

Not required.

Comment:

To ensure compliance with Council decision SM051/06/04, section 5.9, 5.10 and 5.11 of the Local Government Act 1995 and Part 17 of the Councils Standing Orders Local Law 2002, the membership of each committee is to be seven (7) elected members and three (3) elected members as deputies.

Council is required to consider the appointment of newly elected councillors to the various standing committees of Council.

Voting Requirements:

ABSOLUTE MAJORITY

SCM002/07/10 Officer Recommended Resolution:

That in accordance with Section 5.10 of the Local Government Act 1995, Council makes the following appointments to Council's Standing Committee:

Sustainable Development Committee

Member:

SCM002/07/10 COUNCIL DECISION:

**Moved Cr Hoyer, seconded Cr Buttfield
That in accordance with Section 5.10 of the Local Government Act 1995, Council makes the following appointments to Council’s Standing Committee:**

Sustainable Development Committee

Member: Cr Petersen

CARRIED 9/0

SCM003/07/10		APPOINTMENT OF DELEGATE TO ORGANISATIONS (A0429)
Proponent:	Serpentine Jarrahdale Shire	In Brief To fill the delegate vacancies that exist on Council organisations following the passing of Councillor Kevin Murphy and resignation of Councillor Kirkpatrick.
Owner:	N/A	
Officer:	Joanne Abbiss - Chief Executive Officer	
Signatures Author:		
Senior Officer:		
Date of Report	20 July 2010	
Previously	N/A	
Disclosure of Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act	
Delegation	Council	

Background

Following the passing of Councillor Murphy, an extraordinary election was held on Friday 28th May 2010 and Councillor Ellis was elected to represent the North/West Ward. Following the resignation of Cr Kirkpatrick, an extraordinary election was held on 22nd July 2010. The following person was elected to Council to represent the Central Ward:

Councillor Kim Petersen

Councillors are appointed as delegates to other organisations. As a result of the passing of Councillor Murphy and the resignation of Councillor Kirkpatrick, the following vacancies occur as a Council delegate to other organisations:

- Staff Management Working Group (Delegate)
- Cemeteries Management Committee (Delegate)
- Cemeteries Management Committee (Deputy)
- Jandakot Regional Park Community Advisory Committee (Delegate)
- Jarrahdale Community Association (Delegate)
- Mundijong Community Forum (Delegate)
- Oakford/Oldbury Association Inc (Delegate)
- Peel Trails Group (Delegate)
- Reserves Advisory Committee (Deputy)
- Serpentine Jarrahdale Community Recreation Centre Management Group (Delegate)
- Serpentine Jarrahdale Trails Association Inc (Delegate)
- South East District Planning Committee (Deputy)
- WA Blue Metal Community Committee (Delegate)

Council is now requested to consider the appointment of a Council delegate/deputy, by resolution, to the organisations, to fill the vacancies that currently exist.

Sustainability Statement: Not Applicable

Statutory Environment: Not Applicable

Policy/Work Procedure Implications: Not Applicable

Financial Implications: Not Applicable

Strategic Implications: Not Applicable

Community Consultation: Not Required.

Comment:

The appointment of a delegate will ensure a smooth transition of representation on the various organisational bodies within the district and region that Council interacts with.

Voting Requirements: Simple Majority

A copy of the Councillor Appointment of Delegates to Working Groups and Organisations is with attachment marked SCM003/07/10. (E10/3500).

SCM003/07/10 Officer Recommended Resolution:

That the following appointments be made:

- That Councillor be appointed as Council delegate to the Staff Management Working Group;
- That Councillor be appointed as Council delegate to the Cemeteries Management Committee;
- That Councillor be appointed as Council deputy to the Cemeteries Management Committee;
- That Councillor be appointed as Council delegate to the Jandakot Regional Park Community Advisory Committee;
- That Councillor be appointed as Council delegate to the Jarrahdale Community Association;
- That Councillor be appointed as Council delegate to the Mundijong Community Forum;
- That Councillor be appointed as a Council delegate to the Peel Trails Group;
- That Councillor be appointed as Councils deputy to the Reserves Advisory Committee;
- That Councillor be appointed as Council delegate to the Serpentine Jarrahdale Community Recreation Centre Management Group;
- That Councillor be appointed as Councils delegate to the Serpentine Jarrahdale Trails Association Inc;
- That Councillor be appointed as Council deputy to the South East Planning Committee;
- That Councillor be appointed as Council delegate to the WA Blue Metal Community Committee;

SCM003/07/10 COUNCIL DECISION:

Moved Cr Brown, seconded Cr Petersen

That the following appointments be made:

- That all Councillors be appointed as Council delegates to the Staff Management Working Group;
- That Councillor Butfield be appointed as Council delegate to the Cemeteries Management Committee;
- That Councillor Hoyer be appointed as Council deputy to the Cemeteries Management Committee;
- That Councillor Ellis be appointed as Council delegate to the Jandakot Regional Park Community Advisory Committee;
- That Councillor Petersen be appointed as Council delegate to the Jarrahdale Community Association;
- That Councillor Hoyer be appointed as Council delegate to the Mundijong Community Forum;
- That Councillor Petersen be appointed as Council deputy to the Mundijong Community Forum;

Councillor Harris arrived at 5.20pm

- That Councillor Lowry be appointed as Council delegate to the Peel Trails Group;
- That Councillor Ellis be appointed as Council deputy to the Peel Trails Group;
- That Councillor Lowry be appointed as Council deputy to the Reserves Advisory Committee;
- That Councillor Brown be appointed as Council delegate to the Serpentine Jarrahdale Community Recreation Centre Management Group;
- That Councillor Ellis be appointed as Councils delegate to the Serpentine Jarrahdale Trails Association Inc;
- That Councillor Randall be appointed as Council deputy to the South East Planning Committee;
- That Councillor Petersen be appointed as Council delegate to the WA Blue Metal Community Committee;
- That Councillor Randall be appointed as Council delegate to the Community Safety and Crime Prevention Committee.
- That Councillor Harris be appointed as Council deputy to the Community Safety and Crime Prevention Committee.
- That Councillor Petersen be appointed as delegate to the Jarrahdale Heritage Society.
- That Councillor Buttfield and Councillor Lowry be appointed as delegates to the Serpentine Historical Society.

CARRIED 10/0

Council Note: The officer recommendation was altered to include Councillor names in the recommendation and to add delegates to other community organisations.

7. CLOSURE:

There being no further business, the meeting closed at 5.36pm.

I certify that these minutes were confirmed at the
Ordinary Council Meeting held on 23 August 2010.

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Presiding Member

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Date