



**SPECIAL COUNCIL MEETING**  
**SWEARING IN CEREMONY**  
**MONDAY, 9<sup>TH</sup> OCTOBER, 2006**

MINUTES OF THE SPECIAL COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS, 6 PATERSON STREET MUNDIJONG MONDAY 6<sup>TH</sup> OCTOBER, 2006. THE PRESIDING MEMBER DECLARED THE MEETING OPEN AT 9.10 AM AND WELCOMED MEMBERS OF THE GALLERY, COUNCILLORS AND STAFF.

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**1. ATTENDANCE & APOLOGIES:**

IN ATTENDANCE:

**COUNCILLORS:** DL Needham .....Presiding Member  
JE Price  
AW Wigg  
WJ Kirkpatrick  
JC Star  
KR Murphy  
EE Brown  
MJ Geurd  
M Harris

**OFFICERS:** Mr D Long .....Acting Chief Executive Officer  
Mr S Bell .....Director Engineering (from  
9.17am)  
Mr R Montgomery.....Executive Manager Strategic  
Community Planning (from  
9.17am)  
Mr Brad Gleeson .....Executive Manager Planning &  
Regulatory Services  
Mrs S Langmair .....Minute Secretary

**GUEST:** Mr E Senior .....Justice of the Peace

**APOLOGIES:** Cr JA Scott

**2. QUESTION TIME INCORPORATING QUESTIONS, BRIEF STATEMENTS AND SUBMISSIONS**

**3. SWEARING IN OF ELECTED COUNCILLORS - by Mr. F. Senior**

Under the witnessing hand of Mr F Senior, JP, the newly elected Councillor Merri Harris took the affirmation and made a Councillor declaration.

SCM05/09/06 APPOINTMENT OF COMMITTEES, MEMBERS & DEPUTIES (A1080 )		
Proponent:	Shire of Serpentine Jarrahdale	In Brief  To fill the vacancies that exist on Council's Standing Committees following the resignation of Councillors Richards and Hoyer.
Owner:	Darren Long, Acting Chief Executive Officer	
Officer:	Darren Long, Acting Chief Executive Officer	
Signatures Author:		
Senior Officer:		
Date of Report	5 <sup>th</sup> October, 2006	
Previously	SCM03/09/06	
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 Thomas Hoyer and Cr Ian Richards from Council, an extraordinary election was held on Friday 15<sup>th</sup> September, 2006.

The following persons were elected to Council to represent the Byford Ward:

- Councillor elect Merri Harris
- Councillor elect Mike Geurds

The resignations of Cr Hoyer and Richards resulted in vacancies on the following Standing Committees of Council:

- Sustainable Development (1 member and 1 deputy)
- Corporate Services (1 member and 1 deputy)
- Audit Committee (1 member and 1 deputy)

At the Special Council Meeting and Swearing in Ceremony held on 19<sup>th</sup> September, 2006, Cr Elect Mike Geurds was sworn in. Cr Elect Merri Harris was unavailable to attend this Special Council Meeting and Swearing In Ceremony. Council resolved the following in relation to Cr Geurds appointment to standing committees and it was agreed to fill the balance of the vacancies once Cr Elect Harris was sworn in.

### **SCM03/09/06 COUNCIL DECISION**

*Moved Cr Star seconded Cr Brown*

*That in accordance with Section 5.10 of the Local Government Act 1995, Council makes the following appointments to Councils Standing Committees:*

*Sustainability Development Committee*

*Member: Cr MJ Geurds*

*Corporate Governance & Asset Management Committee*

*Deputy: Cr MJ Geurds*

**CARRIED 7/0**

Council is now requested to consider the appointment of Councillors, by resolution, to the Standing Committees, to fill the balance of the vacancies that exist.

***A copy of the updated Committees – Members and Deputies – 2005-2007 is with attachments marked SCM05/10/06 (E06/4640).***

**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 Key Sustainability Result Areas:-

**4. Governance**

*Objective 1: An effective continuous improvement program*

Strategies:

1. Identify and implement best practice in all areas of operation.
2. Promote best practice through demonstration and innovation.
4. Balance resource allocation to support sustainable outcomes.

*Objective 3: Compliance to necessary legislation*

Strategies:

3. Comply with State and Federal policies and Legislation and the Local Government Act in the most cost-effective way.

**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 committee's of Council.

**Voting Requirements:**                      **ABSOLUTE MAJORITY**

**SCM05/10/06 Officer Recommended Resolution:**

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

Sustainable Development Committee  
Deputy:        Cr.....

Corporate Governance & Asset Management Committee  
Member:       Cr.....

Audit Committee:  
Member:       Cr.....  
Deputy:       Cr .....

**SCM05/10/06 COUNCIL DECISION**

**Moved Cr Star seconded Cr Wigg**

**That in accordance with Section 5.10 of the Local Government Act 1995, Council makes the following appointments to Councils Standing Committees:**

**Sustainable Development Committee**  
**Deputy:        Cr Harris**

**Corporate Governance & Asset Management Committee**  
**Member:       Cr Harris**

**Audit Committee:**  
**Member:       Cr Kirkpatrick**  
**Deputy:       Cr Harris**

**CARRIED 9/0 ABSOLUTE MAJORITY**

SCM06/10/06 APPOINTMENT OF DELEGATES TO WORKING GROUPS AND ORGANISATIONS (A1080 )		
Proponent:	Shire of Serpentine Jarrahdale	In Brief  To fill the delegate vacancies that exist on Council working groups and other organizations following the resignation of Councillors Richards and Hoyer.
Owner:	Darren Long, Acting Chief Executive Officer	
Officer:	Darren Long, Acting Chief Executive Officer	
Signatures Author:		
Senior Officer:		
Date of Report	18 <sup>th</sup> September, 2006	
Previously	SCM04/09/06	
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 Thomas Hoyer and Cr Ian Richards from Council, an extraordinary election was held on Friday 15<sup>th</sup> September, 2006. The following persons were elected to Council to represent the Byford Ward:

- Councillor elect Merri Harris
- Councillor elect Mike Geurds

Councillors are represented on various Working Groups and also appointed as delegates to other organisations. As a result of the resignations of Councillor Hoyer and Richards, the following working group vacancies exist:

- Local Economic Development Unit (1 elected member)
- Trails Working Group (1 elected member)
- Staff Management Working Group (1 elected member)

The following vacancies, as a Council delegate to other organisations, exist:

- Byford Community Forum (1 Delegate)
- Byford Progress Association (formerly Byford Townscape Committee) (1 Delegate)
- Darling Downs Management Committee (1 Delegate)
- Peel Economic Development Unit Executive Group (1 Delegate)
- Peel Trails Group (formerly Peel Trails Taskforce) (1 Deputy)
- Peel Region Advisory Body – Peel community Foundation (1 Delegate)
- Roadwise Committee (1 Delegate)
- Safer Community WA Serpentine Jarrahdale Crime Prevention Group (1 Delegated and 1 Deputy)
- Serpentine Jarrahdale Ratepayers & Residents Association (1 Deputy)
- Serpentine Jarrahdale Community Recreation Centre Management Group (1 Delegate)
- South East District Planning Committee (1 Deputy)
- Telecentre Committee (formerly Networking the Nation) (1 Deputy)
- Western Australian Local Government Association – South East Metropolitan Zone (1 Delegate)

- Western Australian Local Government Association – Peel Zone (non voting) (1 Deputy)

At the Special Council Meeting held on 19<sup>th</sup> September, 2006 Council resolved to defer this item until October 2006 following the Swearing in of Cr Elect Merri Harris.

Council is now requested to consider the appointment of Council delegates, by resolution, to the various working groups and organisations, to fill the vacancies that currently exist.

***A copy of the Appointment of Delegates to Working Groups – 2005 and Appointment of Delegates to Organisations – 2005 is with attachments marked SCM06/10/06 (E05/2970)***

**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 delegates 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

**SCM06/10/06 Officer Recommended Resolution:**

That the following appointments be made:

Council Working Groups:

- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Local Economic Development Unit;
- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Trails Working Group;
- That Councillor be appointed as Council delegate to the Staff Management Working Group;

Other Organizations:

- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Byford Community Forum;
- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Byford Progress Association (formerly Byford Townscape Committee);
- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Darling Downs Management Committee;
- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Peel Economic Development Unit Executive Group;

- That Councillor \_\_\_\_\_ be appointed as a Council delegate to the Peel Trails Group;
- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Peel Region Advisory Body – Peel community Foundation;
- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Roadwise Committee;
- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Safer Community WA Serpentine Jarrahdale Crime Prevention Group and Councillor \_\_\_\_\_ be appointed as Councils deputy delegate;
- That Councillor \_\_\_\_\_ be appointed as Councils deputy delegate to the Serpentine Jarrahdale Ratepayers & Residents Association;
- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Serpentine Jarrahdale Community Recreation Centre Management Group;
- That Councillor \_\_\_\_\_ be appointed as Councils deputy delegate to the South East District Planning Committee;
- That Councillor \_\_\_\_\_ be appointed as Councils deputy delegate to the Telecentre Committee;
- That Councillor \_\_\_\_\_ be appointed as Council delegate to the Western Australian Local Government Association – South East Metropolitan Zone;
- That Councillor \_\_\_\_\_ be appointed as Councils non-voting deputy delegate to the Western Australian Local Government Association – Peel Zone.

S Bell left the meeting at 9.38am and returned at 9.45am.

#### **SCM06a/10/06 COUNCIL DECISION**

**Moved Cr Kirkpatrick seconded Cr Geurds**  
**That the following appointments be made:**

##### **Council Working Groups:**

- **That Councillor Price be appointed as Council delegate to the Local Economic Development Unit;**
- **That Councillor Brown be appointed as Council delegate to the Trails Working Group;**
- **That Councillor Wigg be appointed as Council delegate to the Staff Management Working Group;**

**CARRIED 9/0**

#### **SCM06b/10/06 COUNCIL DECISION**

**Moved Cr Wigg seconded Cr Star**  
**Other Organizations:**

- **That Councillor Harris be appointed as Council delegate to the Byford Community Forum;**
- **That Councillor Geurds be appointed as Council delegate to the Byford Progress Association (formerly Byford Townscape Committee);**
- **That no additional Council delegate be appointed to the Darling Downs Management Committee;**
- **That Councillor Geurds be appointed as a deputy delegate to the Darling Range Regional Park;**
- **That Councillor Price be appointed as Council delegate and Councillor Wigg be appointed as the deputy delegate to the Peel Economic Development Unit Executive Group;**



- That Councillor Brown be appointed as a Council delegate and Councillor Price be appointed as deputy delegate to the Peel Trails Group;
- That Councillor Needham be appointed as Council delegate to the Peel Region Advisory Body – Peel Community Foundation;
- That Councillor Wigg be appointed as Council delegate and Councillor Brown be appointed as deputy delegate to the Roadwise Committee;
- That Councillor Harris be appointed as Council delegate to the Safer Community WA Serpentine Jarrahdale Crime Prevention Group and Councillor Brown be appointed as Councils deputy delegate;
- That Councillor Harris be appointed as Councils deputy delegate to the Serpentine Jarrahdale Ratepayers & Residents Association;
- That Councillor Geurds be appointed as Council delegate to the Serpentine Jarrahdale Community Recreation Centre Management Group;
- That Councillor Harris be appointed as Councils deputy delegate to the South East District Planning Committee;
- That Councillor Harris be appointed as Councils deputy delegate to the Telecentre Committee;
- That Councillor Needham be appointed as Council delegate and Councillor Price be appointed as deputy delegate to the Western Australian Local Government Association – South East Metropolitan Zone;
- That Councillor Murphy be appointed as Councils non-voting deputy delegate to the Western Australian Local Government Association – Peel Zone.

**CARRIED 9/0**

4      CLOSURE

There being no further business, the Presiding Member closed the meeting at 9.47am.