
Shire of Esperance

SPECIAL COUNCIL

TUESDAY 7 FEBRUARY 2023

MINUTES

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ETHICAL DECISION MAKING AND CONFLICTS OF INTEREST

Council is committed to a code of conduct and all decisions are based on an honest assessment of the issue, ethical decision-making and personal integrity. Councillors and staff adhere to the statutory requirements to declare financial, proximity and impartiality interests and once declared follow the legislation as required.

ATTACHMENTS

Please be advised that in order to save printing and paper costs, all attachments referenced in this paper are available in the original Agenda document for this meeting.

RECORDINGS

The Meeting will be video recorded. The recording will be made publicly available as soon as practical following the meeting.

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SHIRE OF ESPERANCE
MINUTES
OF THE SPECIAL COUNCIL MEETING
HELD IN COUNCIL CHAMBERS ON 7 FEBRUARY 2023.

1. OFFICIAL OPENING

The Shire President declared the meeting open at 10:00pm and did an acknowledgement to country.

The Shire of Esperance acknowledges the Nyungar and Ngadju people who are the Traditional Custodians of this land and their continuing connection to land, waters and community. We pay our respects to Elders past, present and emerging and we extend that respect to other aboriginal Australians today.

The President welcomed Councillors, staff, guests and members of the public to the meeting. The President advised the meeting will be video recorded. The recording will be made publicly available as soon as practical following the meeting.

2. ATTENDANCE

Members

Cr I Mickel, AM JP	President	Rural Ward
Cr R Chambers	Deputy President	Town Ward
Cr S McMullen		Town Ward
Cr L de Haas		Town Ward
Cr W Graham		Rural Ward
Cr R Horan		Town Ward
Cr S Flanagan		Town Ward

Shire Officers

Mr S Burge	Chief Executive Officer
Mr M Walker	Director Asset Management
Mr R Hindley	Acting Director External Services
Mrs F Baxter	Director Corporate & Community Services
Miss E Hegney	Executive Assistant
Miss S Hawke	Administration Officer – Executive Services
Miss C Smith	Manager Media & Communications

Members of the Public & Press

3. APOLOGIES & NOTIFICATION OF GRANTED LEAVE OF ABSENCE

Cr J O'Donnell	Town Ward	Granted Leave
Cr J Obourne	Town Ward	Apology

4. DECLARATIONS OF INTERESTS:

4.1 Declarations of Financial Interests – Local Government Act Section 5.60a
Nil

4.2 Declarations of Proximity Interests – Local Government Act Section 5.60b
Nil

4.3 Declarations of Impartiality Interests – Admin Regulations Section 34c
Nil

5. PUBLIC QUESTION TIME

Nil Questions

6. PURPOSE OF MEETING

Nil

7. MATTERS BEHIND CLOSED DOORS

Officer's Comment:

It is recommended that the meeting is behind closed doors for the following items, in accordance with section 5.23(2) of the Local Government Act 1995.

Moving behind closed doors

Moved: Cr McMullen

Seconded: Cr Horan

S0223-014

That the meeting proceed behind closed doors in accordance with section 5.23(2) of the Local Government Act 1995, to consider the following items, which are considered confidential for the reasons indicated.

7.1 Appointment of Director External Services

This report is considered confidential in accordance with the Local Government Act 1995, as it relates to a matter affecting an employee or employees (Section 5.23(2)(a)); and the personal affairs of any person (Section 5.23(2)(b)); and 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 (Section 5.23(2)(c)).

7.2 Purchase Staff House

This report is considered confidential in accordance with the Local Government Act 1995, as it relates to 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 (Section 5.23(2)(c)).

**CARRIED
F7 - A0**

The Presiding Member read aloud the following Resolution;

7.1 Appointment of Director External Services

Moved: Cr McMullen
Seconded: Cr Chambers

S0223-015

Council Decision

That Council confirm the appointment of Mr Roy Greive as the Director External Services.

**CARRIED
F7 - A0**

7.2 Purchase Staff House

Moved: Cr Flanagan
Seconded: Cr McMullen

S0223-016

Officer's Recommendation

That Council

- 1. Agree to purchase 6A Foy Street as per the attached contract for sale of land by offer and acceptance.**
- 2. Approve a budget variation as per the table below:**

Description		Budget Figure	Amended Figure	Variation
Purchase 6A Foy Street	01-07490	0	\$400,000	\$400,000
Transfer from Land Purchase & Development Reserve	01-07490	0	(\$400,000)	(\$400,000)
Net result				Nil

**CARRIED
F7 - A0**

Coming from behind closed doors

Moved: Cr de Haas
Seconded: Cr Graham

S0223-017

That the meeting come from behind closed doors.

**CARRIED
F7 - A0**

8. CLOSURE

The President declared the meeting closed at 10:25pm.

These Minutes were confirmed at a meeting held on _____

Signed _____

Presiding Member at the meeting at which the Minutes were confirmed.

Dated _____