

Shire of Esperance

SPECIAL COUNCIL

TUESDAY 12 MAY 2020

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.

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SHIRE OF ESPERANCE
MINUTES
OF THE SPECIAL COUNCIL MEETING
HELD VIA ZOOM ON 12 MAY 2020.

1. OFFICIAL OPENING

The Shire President declared the meeting open at 2.01pm.

The President welcomed Councillors, staff and media to the meeting.

2. ATTENDANCE

Members

| | | | |
|------------------|------------------|------------|------------------|
| Cr I Mickel | President | Rural Ward | Council Chambers |
| Cr B Parker | Deputy President | Rural Ward | Council Chambers |
| Cr J O'Donnell | | Town Ward | Council Chambers |
| Cr S McMullen | | Town Ward | Residence |
| Cr S Payne | | Town Ward | Council Chambers |
| Cr J Obourne | | Town Ward | Council Chambers |
| Cr R Chambers | | Town Ward | Council Chambers |
| Cr D Piercey, JP | | Town Ward | Residence |
| Cr W Graham | | Rural Ward | Council Chambers |

Shire Officers

| | | |
|------------------------|---|------------------|
| Mr W M (Matthew) Scott | Chief Executive Officer | Shire Office |
| Mr S Burge | Director Corporate Resources | Shire Office |
| Mr M Walker | Director Asset Management | Residence |
| Mr R Hindley | Acting Director External Services | Shire Office |
| Miss A McArthur | Administration Officer - Executive Services | Council Chambers |
| Mr J Sudmeyer | Media & Communications Officer | Council Chambers |

Members of the Public & Press

| | | |
|--------------|--------------------------|------------------|
| Miss L Birch | ABC Esperance-Goldfields | Council Chambers |
|--------------|--------------------------|------------------|

3. APOLOGIES & NOTIFICATION OF GRANTED LEAVE OF ABSENCE

| | | |
|--------------|----------------------------|--------------|
| Mr T Sargent | Director External Services | Annual Leave |
|--------------|----------------------------|--------------|

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

Cr Chambers declared an impartiality interest in item 6.1 as he is a member of the Emergency Management Committee.

5. PUBLIC QUESTION TIME

Nil

6. PURPOSE OF MEETING

6.1 Recovery Committee

Moved: Cr Obourne

Seconded: Cr Piercey

S0520-128

Council Resolution

That Council;

- 1. Accept the Shire of Esperance Community Recovery Plan – Covid-19 (Recovery Plan);**
- 2. Appoint the Manager Community Support to the role of Recovery Coordinator and the Manager Development & Statutory Services to the role of Deputy Recovery Coordinator for the purpose of the Covid-19 incident;**
- 3. Establish a Local Recovery Committee, Economic Sub Committee and Community Support Sub Committee with terms of reference and membership identified in the Recovery Plan and a minimum quorum requirement of 50% of the elected representatives, if a normal quorum (50% of total membership) is unable to be achieved; And**
- 4. Appoint the Shire President as presiding member of the Local Recovery Committee.**

**CARRIED
F9 - A0**

MOTION

Moved: Cr Chambers

Seconded: Cr Graham

S0520-129

Council Resolution

That Council:

- 5. Appoint the following Councillors to the Economic Sub Committee:**
 - a. Cr Payne**
 - b. Cr Parker**
 - c. Cr McMullen**
- 6. Appoint the following Councillors to the Community Support Sub Committee:**
 - a. Cr Obourne**
 - b. Cr O'Donnell**
 - c. Cr Piercey**
- 7. Request the CEO to invite representatives from the stakeholders identified in Recovery Plan for future ratification and appointment by Council.**

**CARRIED
F9 - A0**

Mr Sudmeyer & Miss Birch left the Chamber at 2.31pm and did not return.

7. MATTERS BEHIND CLOSED DOORS

Moving behind closed doors

Moved: Cr Parker
Seconded: Cr Graham

S0520-130

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 Proposed Lease of 1A Goldfields Rd Castletown

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
F9 - A0**

7.1 Proposed Lease of 1A Goldfields Rd Castletown

Moved: Cr Piercey
Seconded: Cr O'Donnell

S0520-131

Council Resolution

That Council

1. Endorse the attached lease between YHA Ltd and Shire of Esperance over the land and building contained at 1A Goldfields Road, Castletown and being Lot 299 on Deposited Plan 170181 and being the whole of the land in Certificate of Title Volume 1721 Folio 66.
2. Authorise the Shire President and Chief Executive officer to execute all necessary documents to enable this transaction to be finalised.
3. Amend the 2019/20 Municipal Budget as follows:

| Description – YHA Building | | Budget Figure | Amended Figure | Variation |
|----------------------------------|--|---------------|----------------|-----------|
| Maintenance – | | 0 | 4,000 | 4,000 |
| Operating (cleaning & utilities) | | 0 | 15,000 | 15,000 |
| Net result | | | | 19,000 |

4. Direct the CEO to continue to seek funding from relevant agencies to mitigate the financial implications related to this item.

**CARRIED
F9 - A0**

Coming from behind closed doors

Moved: Cr Chambers
Seconded: Cr Parker

S0520-132

That the meeting come from behind closed doors.

**CARRIED
F9 - A0**

8. CLOSURE

The President declared the meeting closed at 3.03pm.

These Minutes were confirmed at a meeting held on _____

Signed _____

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

Dated _____