

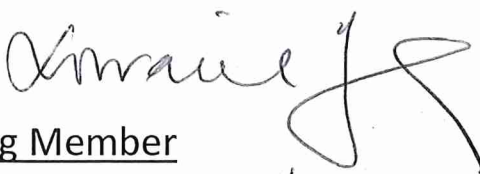


Town of Cottesloe

I hereby certify that the minutes of the Special Council meeting held
on

Tuesday, 30 August 2021

were confirmed as a true and accurate record by Council resolution.

Signed: 

Presiding Member

Date: 28 September '21

TOWN OF COTTESLOE



SPECIAL COUNCIL MEETING

MINUTES

SPECIAL COUNCIL MEETING
HELD IN THE
Council Chambers, Cottesloe Civic Centre
109 Broome Street, Cottesloe
7.30pm Monday, 30 August 2021

MATTHEW SCOTT
Chief Executive Officer

31 August 2021

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Agenda and minutes are available on the Town's website www.cottesloe.wa.gov.au

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1 DECLARATION OF MEETING OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member announced the meeting opened at 7:37.

I would like to begin by acknowledging the Whadjuk Nyoongar people, Traditional Custodians of the land on which we meet today, and pay my respects to their Elders past and present. I extend that respect to Aboriginal and Torres Strait Islander peoples here today.

2 DISCLAIMER

The Presiding Member drew attention to the Town's Disclaimer.

3 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

The Presiding Member announced that the meeting is being recorded, solely for the purpose of confirming the correctness of the Minutes.

4 PUBLIC QUESTION TIME**4.1 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

4.2 PUBLIC QUESTIONS

Nil

5 PUBLIC STATEMENT TIME

Nil

6 ATTENDANCE**Elected Members**

Acting Mayor Lorraine Young

Cr Caroline Harben

Cr Helen Sadler

Cr Craig Masarei

Cr Melissa Harkins

Cr Kirsty Barrett

Cr Paul MacFarlane

Officers

Mr Matthew Scott

Chief Executive Officer

6.1 APOLOGIES

Cr Michael Tucak

6.2 APPROVED LEAVE OF ABSENCE**6.3 APPLICATIONS FOR LEAVE OF ABSENCE****7 DECLARATION OF INTERESTS**

Cr Young declared an IMPARTIALITY INTEREST in item 12.1.1 by virtue "I am a respondent to one of the complaints."

Cr Harkins declared an IMPARTIALITY INTEREST in item 12.1.1 by virtue "I am a respondent to one of the complaints."

8 PRESENTATIONS**8.1 PETITIONS****8.2 PRESENTATIONS****8.3 DEPUTATIONS****9 REPORTS****9.1 REPORTS OF OFFICERS****10 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN****11 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING BY:****11.1 ELECTED MEMBERS****11.2 OFFICERS****12 MEETING CLOSED TO PUBLIC****12.1 MATTERS FOR WHICH THE MEETING MAY BE CLOSED**

SCM160/2021

MOTION FOR BEHIND CLOSED DOORS

Moved Acting Mayor Young Seconded Cr Barrett

That, in accordance with Standing Orders 15.10, Council discuss the confidential reports behind closed doors.

Carried 7/0

The meeting was closed to the public at 7:39pm, however no members of the public or media were in attendance.

12.1.1 ELECTED MEMBER CODE OF CONDUCT COMPLAINT(S)

This item is considered confidential in accordance with the *Local Government Act 1995* section 5.23(2) (b) and (f(i)) as it contains information relating to the personal affairs of any person and a matter that if disclosed, could be reasonably expected to impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law.

The Presiding Member invited Council to appoint someone to preside over this part of the meeting and asked if someone would like to volunteer. Cr Masarei volunteered.

SCM161/2021

COUNCILLOR MOTION

Moved Cr Sadler

Seconded Cr MacFarlane

That Cr Masarei preside over this part of the meeting.

Carried 7/0

Cr Masarei took the Chair at 7:40pm.

At Cr Young's request, Council agreed to deal with each point of the recommendation separately.

SCM162/2021

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr MacFarlane

Seconded Cr Barrett

THAT Council:

- 1. DISMISSES Compliant 03/21 in accordance with clause 13 of the Council Members, Committee Members and Candidates Code of Conduct;**

Carried 7/0

SCM163/2021

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Acting Mayor Young

Seconded Cr Barrett

THAT Council:

- 2. FINDS Complaint 04/21 inappropriate in accordance with clause 6.5(a) of the Elected Members, Committee Members and Candidates Code of Conduct Behaviour Complaints Management Policy, and INSTRUCTS the Complaints Officer to take no further action; and**

Carried 7/0

SCM164/2021

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Barrett

Seconded Cr MacFarlane

THAT Council:

3. **INSTRUCTS** the Complaints Officer to notify both Complainant and Respondents A and B of these resolutions.

Carried 7/0

The Presiding Member resumed the chair at 7:51pm.

SCM165/2021

MOTION FOR RETURN FROM BEHIND CLOSED DOORS

Moved Acting Mayor Young

Seconded Cr Sadler

In accordance with Standing Orders 15.10 that the meeting be re-opened to members of the public and media, and motions passed behind closed doors be read out if there are any public present.

Carried 7/0

The meeting was re-opened to the public at 7:52pm, however no members of the public or media were in attendance.

12.2 PUBLIC READING OF RECOMMENDATIONS THAT MAY BE MADE PUBLIC

12.1.1 ELECTED MEMBER CODE OF CONDUCT COMPLAINT(S)

As no members of the public returned to the meeting the resolution for item 12.1.1 was not read out.

13 MEETING CLOSURE

The Presiding Member announced the closure of the meeting at 7:52pm.