



Special Council Meeting 10 November 2015

MINUTES

MINUTES OF A SPECIAL COUNCIL MEETING, HELD IN THE COUNCIL CHAMBERS, ON TUESDAY, 10 NOVEMBER, 2015 COMMENCING AT 5.52PM.

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MINUTES OF A SPECIAL COUNCIL MEETING, HELD IN THE COUNCIL CHAMBER, ON TUESDAY, 10 NOVEMBER, 2015 COMMENCING AT 5.52PM.**245. DECLARATION OF OPENING OF MEETING**

The Mayor (Presiding Member) declared the meeting open.

245.1 Present

Mayor J O'Neill	Presiding Member
Cr C Collinson	
Cr J Harrington	
Cr A McPhail	
Cr M McPhail	
Cr D Nardi	
Cr L Nicholson	
Cr A Watkins	
Cr A White	
Mr G Clark	Acting Chief Executive Officer
Mr L Mainwaring	Acting Executive Manager Finance & Administration
Ms J May	Minute Secretary

246. ACKNOWLEDGEMENT OF COUNTRY

The Presiding Member made the following acknowledgement:

"On behalf of the Council I would like to acknowledge the Nyoongar people as the traditional custodians of the land on which this meeting is taking place."

247. WELCOME TO GALLERY AND INTRODUCTION OF ELECTED MEMBERS AND STAFF

There were no members of the public in the gallery at the commencement of the meeting.

248. RECORD OF APPROVED LEAVE OF ABSENCE

Nil.

249. RECORD OF APOLOGIES

Nil.

250. PUBLIC QUESTION TIME

Nil.

251. BUSINESS**251.1 Membership of the Employment Committee**

By Les Mainwaring, Executive Manager Finance and Administration, 06 November 2015

Purpose

To consider the membership of the Employment Committee for the purpose of providing oversight of matters relating the employment of the Chief Executive Officer (CEO) such as recruitment and performance reviews.

Background

From time to time Council makes decisions on various aspects of the CEO's employment. At the Ordinary Meeting 18 August 2015, the Town established a standing Employment Committee for this purpose with membership consisting of the Mayor, Deputy Mayor and two other elected members being Cr M McPhail and Cr C Collinson.

At the Ordinary Meeting 20 October 2015, Council was advised that to allow continuity of a process that is already underway, being recruitment of a CEO, it would not be considered beneficial to change the membership of the Committee. Therefore, as a result

of the election of Cr M McPhail to the role of Deputy Mayor it was resolved by absolute majority that Cr Harrington, being the previous Deputy Mayor, be reappointed to the Employment Committee, although there was no motion for Cr C Collinson.

Comment

At the time of creation of the Employment Committee it was deemed that a maximum of four members would provide an environment that enables good communication.

A membership of four elected members was thought to provide enough diversity and confidence in any recommendation to Council, however subsequent to the October 2015 Council elections it has been deemed prudent by the Mayor to consider expanding the membership of the committee to five elected members.

This expansion in elected membership would provide further diversity to the committee, allow an opportunity for another elected member to participate in the process and provide for a direct majority involvement of Council.

The attached amended draft terms of reference for the proposed employment committee recommend that the membership of the committee be Mayor, Deputy Mayor and three other elected members.

ATTACHMENT

Whilst it was advised at the Ordinary Meeting 20 October 2015, that it would not be beneficial to change the committee mid process, and Council appears to have followed that intention, beside the Mayor and Deputy Mayor's automatic inclusion onto the committee it appears that only one other committee member, Cr J Harrington, has been confirmed as a member. This Special Meeting will therefore allow confirmation of the continuity of the existing committee, plus the addition of another elected member.

The draft terms of reference also provide delegation to appoint consultants to a cost limit. This allows the committee to obtain advice without waiting for a Council resolution or the authorisation of expenditure from the CEO.

Statutory Requirements

Local Government Act, Part 5, Division 2, Section 5.8 to 5.18 provides for the establishment, membership and conduct of committees.

Relevant Council Policies

Nil

Strategic Plan Implications

Nil

Financial/Resource/Budget Implications

Nil

Conclusion

Expanding the established standing Employment Committee will provide an effective governance framework to consider employment matters relating to the CEO.

Voting Requirements

Absolute Majority

RECOMMENDATION

That Council:

1. amend the Employment Committee Terms of Reference to include a membership of five elected members as attached,
2. appoint the Mayor, Deputy Mayor and Councillors J Harrington; C Collinson and to the Committee.

Mayor O'Neill – Cr Watkins

That Council:

1. amend the Employment Committee Terms of Reference to include a membership of five elected members as attached,
2. appoint the Mayor, Deputy Mayor and Councillors J Harrington; C Collinson and A White to the Committee.

Amendment

Cr Collinson – Cr Nardi

That Council:

1. amend the Employment Committee Terms of Reference to include a membership of five elected members as attached,
2. call for nominations for a new member on the Employment Committee. CARRIED 8:1

The substantive motion as amended was put.

Mayor O'Neill – Cr Watkins

That Council:

1. amend the Employment Committee Terms of Reference to include a membership of five elected members as attached,
2. call for nominations for a new member on the Employment Committee.

CARRIED 8:1

Mayor O'Neill called for nominations for the position of member of the Employment Committee.

Cr M McPhail nominated Cr White. Cr White accepted the nomination.

There were no further nominations for the position.

Mayor O'Neill – Cr McPhail

That Cr White be elected as a member of the Employment Committee. CARRIED 8:1

ABSOLUTE MAJORITY

252. CLOSURE OF MEETING

There being no further business, the meeting closed at 6.00pm

*I hereby certify that the Minutes of the special meeting of the **Council** of the Town of East Fremantle, held on **10 November 2015**, Minute Book reference **245. to 252.** were confirmed at the meeting of the Council on*

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Presiding Member