

SHIRE OF CARNARVON

MINUTES OF SPECIAL MEETING OF COUNCIL THURSDAY 13 SEPTEMBER 2018

Council Chambers, Francis Street
CARNARVON, West Australia
Phone: (08) 9941 0000
Fax: ((08) 9941 1099
Website – www.carnarvon.wa.gov.au



CONFIRMATION OF MINUTES
These minutes were confirmed by the
Council on –

.....
As a true and accurate record

.....
CHAIRMAN

DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of Carnarvon for any act, omission or statement or intimation occurring during Council/Committee Meetings or during formal/informal conversations with Staff or Councillors. The Shire of Carnarvon disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council/Committee Meetings or discussions. Any person or legal entity who acts or fails to act in reliance upon any statement does so at that person's or legal entity's own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation of approval made by a member or officer of the Shire of Carnarvon during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Carnarvon. The Shire of Carnarvon warns that anyone who has an application lodged with the Shire of Carnarvon must obtain and only should rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attaching to the decision made by the Shire of Carnarvon in respect of the application.

TABLE OF CONTENTS

1.0 ATTENDANCES , APOLOGIES & APPLICATIONS FOR LEAVE OF ABSENCE

(The Local Government Act 1995 Section 2.25 provides that a Council may, by resolution, grant leave of absence to a member for Ordinary Council Meetings. The leave cannot be granted retrospectively and an apology for non-attendance at a meeting is not an application for leave of absence.)

2.0 ELECTED MEMBER AND PUBLIC QUESTION TIME

(In accordance with Section 5.23 of the Local Government Act 1995, and Regulation 12(4) of the Local Government (Administration) Regulations 1996, public question time is made available at a Special Meeting of Council to allow members of the public the opportunity of questioning Council on matters relating to the purpose of the meeting only.

3.0 DECLARATIONS OF INTEREST

(Councillors and Staff are reminded of the requirements of Section 5.65 of the Local Government Act 1995, to disclose any interest during the meeting or when the matter is to be discussed.)

4.0 CONFIRMATION OF MINUTES

4.1 Special Meeting of Council – 29th August 2018

5.0 ITEMS FOR DISCUSSION

Nil

6.0 MATTERS FOR WHICH MEETING TO BE CLOSED TO MEMBERS OF THE PUBLIC

6.1 Appointment of Chief Executive Officer – 5 Year Contract

7.0 CLOSURE



**MINUTES OF THE SPECIAL MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBERS, STUART STREET,
CARNARVON ON THURSDAY 13TH SEPTEMBER 2018**

The meeting was declared open at 8.32am

1.0 ATTENDANCES, APOLOGIES AND APPROVED LEAVE OF ABSENCE

Mr K Brandenburg Shire President
Mr E Garrett..... Councillor, Town Ward
Mr E Smith Councillor, Town Ward
Mr L Skender.....Councillor, Plantation Ward
Mr P Youd Councillor, Town Ward (instantaneous communication)
Mr K Pinner Councillor, Town Ward

Mr M Dacombe.....Chief Executive Officer
Mrs D Lymn.....Organisational Development Coordinator
Mrs D HillSenior Executive Officer

Leave of Absence Nil
ApologiesCr Simpson
Observers..... Nil

2.0 ELECTED MEMBER AND PUBLIC QUESTION TIME

Nil

3.0 DECLARATIONS OF INTEREST

Mark Dacombe (Financial) – Item 6.1 – Appointment of Chief Executive Officer – 5 Year Contract
Mark Dacombe (Impartiality Interest) – Item 6.2 – Appointment of Chief Executive Officer – 5 Year Contract

4.0 CONFIRMATION OF MINUTES – SPECIAL COUNCIL MEETING 29TH AUGUST 2018

SCM 1/9/18

COUNCIL RESOLUTION

Cr Garrett/Cr Pinner

That the minutes of the Special Meeting of Council held on Wednesday 29th August 2018 be confirmed as a true record of proceedings, subject to –

1. The wording in resolution SCM 2/8/18 “cents in the dollar” being amended to read “rate in the dollar” as follows -

General Rate

Gross Rental Value

0.091864 ~~cents~~ rate in the dollar on gross rental valuation of rateable property.

Unimproved Value Mining

0.126560 ~~cents~~ rate in the dollar on unimproved valuation of rateable property including mining claim, leases and licenses.

Unimproved Value Pastoral

0.07166 ~~cents~~ rate in the dollar on unimproved valuation of rateable property.

Unimproved Value Intensive Horticulture

0.012268 ~~cents~~ rate in the dollar on unimproved valuation of rateable property.

Specified Area Rates (pursuant to part 6, division 6, section 6.37)

Coral Bay Refuse Site Maintenance

0.065374 ~~cents~~ rate in the dollar applied to all rateable properties within Coral Bay for the maintenance of the Coral Bay Refuse Site.

CARRIED

F6/AO

(Note to Minute – this amendment was identified due to a typographical error in the agenda report and officer’s recommendation – the amendment does not affect the adopted budget.)

5.0 ITEMS FOR DISCUSSION

Nil

6.0 MATTERS FOR WHICH MEETING TO BE CLOSED TO MEMBERS OF THE PUBLIC

SCM 2/9/18

COUNCIL RESOLUTION

Cr Skender/Cr Garrett

That the meeting be closed to the public in accordance with –

1. Section 5.23 (2) (a) as this item relates to a matter affecting employees; and

2. *Section 5.23 (2) (c) as this item also 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.*

CARRIED
F6/A0

6.1 APPOINTMENT OF CHIEF EXECUTIVE OFFICER – FIVE YEAR CONTRACT

8.35am – Mark Dacombe declared a Financial Interest in this Item as he is the Acting CEO and consideration is being given to approving a further Acting period to cover the interim before the new CEO takes up his position. Mark Dacombe also declared an Impartiality Interest in this item as two of the originally shortlisted candidates were known to him professionally and personally as clients of Localise.

File No: 2H0503
Date of Meeting: 13/09/2018
Location/Address: N/A
Name of Applicant: Diane Lymn
Name of Owner: N/A
Author/s: Diane Lymn
Declaration of Interest: Nil
Voting Requirements: Absolute Majority

SCM 3/9/18

COUNCIL RESOLUTION & OFFICER'S RECOMMENDATION

Cr Garrett/Cr Skender

That the Council:

- 1. Appoint the preferred applicant, , to the position of Chief Executive Officer of the Shire of Carnarvon for a period of five years from 2nd January 2019 to 1st January 2024*
- 2. Approves the provisions of the proposed contract, including the remuneration package, as negotiated by the Management Review Committee and detailed in this report and Schedule 6.1(d)*
- 3. Appoints Mr Mark Dacombe to perform the duties of Acting Chief Executive Officer from the conclusion of his current contract on 2 November 2018 until the commencement of the preferred applicant under the terms of conditions of his current contract and in accordance with the letter of proposal contained at Schedule 6.1(e)*
- 4. Approves the provision of a structured CEO handover briefing of a maximum of 5 days by Mark Dacombe with the timing to be agreed with the preferred appointee, together with an additional 5 - 10 days during the first 4 months to enable the preferred applicant to seek assistance, at his discretion, in any area that might assist him.*

CARRIED BY ABSOLUTE MAJORITY
F6/A0

SCM 4/9/18

COUNCIL RESOLUTION

Cr Garrett/Cr Skender

That the meeting be reopened to the public.

CARRIED
F6/A0

7.0 CLOSURE:

The Chairman declared the meeting closed at 8.50am.