

# SPECIAL COUNCIL MEETING MINUTES

## Special Council Meeting

19 May 2014

A Special Council Meeting was held in the Council Chamber, Sandgate Street, South Perth on Monday 19 May 2014 at 5:30 pm.

The purpose of the meeting was to:

- To consider stage one of the Civic Triangle expression of interest process.



CLIFF FREWING  
CHIEF EXECUTIVE OFFICER  
21 May 2014

# Our Guiding Values

## **Trust**

Honesty and integrity

## **Respect**

Acceptance and tolerance

## **Understanding**

Caring and empathy

## **Teamwork**

Leadership and commitment

## Disclaimer

The City of South Perth disclaims any liability for any loss arising from any person or body relying on any statement, discussion, recommendation or decision made during this meeting.

Where an application for an approval, a licence or the like is discussed or determined during this meeting, the City warns that neither the applicant, nor any other person or body, should rely upon that discussion or determination until written notice of either an approval and the conditions which relate to it, or the refusal of the application has been issued by the City.

## Further Information

The following information is available on the City's website.

- **Council Meeting Schedule**

Ordinary Council Meetings are held at 7pm in the Council Chamber at the South Perth Civic Centre on the fourth Tuesday of every month between February and November. Members of the public are encouraged to attend open meetings.

- **Minutes and Agendas**

As part of our commitment to transparent decision making, the City makes documents relating to council and its committees' meetings available to the public.

- **Meet Your Council**

The City of South Perth covers an area of around 19.9km<sup>2</sup> divided into four wards. Each ward is represented by two councillors, presided over by a popularly elected mayor. Councillor profiles provide contact details for each elected member.

<http://www.southperth.wa.gov.au/Our-Council>

# Contents

<b>1.</b>	<b>DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS</b>	<b>4</b>
<b>2.</b>	<b>DISCLAIMER</b>	<b>4</b>
<b>3.</b>	<b>ANNOUNCEMENTS FROM THE PRESIDING MEMBER</b>	<b>4</b>
<b>3.1</b>	<b>AUDIO RECORDING OF COUNCIL MEETING</b>	<b>4</b>
<b>4.</b>	<b>ATTENDANCE</b>	<b>4</b>
<b>4.1</b>	<b>APOLOGIES</b>	<b>5</b>
<b>4.2</b>	<b>ABSENT</b>	<b>5</b>
<b>4.2</b>	<b>LEAVE OF ABSENCE</b>	<b>5</b>
<b>5.</b>	<b>DECLARATION OF INTEREST</b>	<b>5</b>
<b>6.</b>	<b>PUBLIC QUESTION TIME (IN RELATION TO ITEM 8)</b>	<b>5</b>
<b>7.</b>	<b>DEPUTATIONS (IN RELATION TO ITEM 8)</b>	<b>5</b>
<b>8.</b>	<b>REPORTS</b>	<b>6</b>
<b>8.1</b>	<b>CIVIC TRIANGLE – EXPRESSION OF INTEREST STAGE I (CONFIDENTIAL)</b>	<b>6</b>
<b>8.</b>	<b>CLOSURE</b>	<b>7</b>
<b>9.</b>	<b>RECORD OF VOTING</b>	<b>9</b>

# Special Council Meeting Minutes

Minutes of the Special Council Meeting held in the Council Chamber, Sandgate Street, South Perth  
Monday 19 May 2014 at 5:30 pm.

## 1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Mayor opened the meeting at 5:30pm and welcomed everyone in attendance. She then acknowledged we are meeting on the lands of the Noongar / Bibbulmun people and that we honour them as the traditional custodians of this land.

## 2. DISCLAIMER

The Mayor read aloud the City's Disclaimer.

## 3. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

### 3.1 AUDIO RECORDING OF COUNCIL MEETING

The Mayor requested that all mobile phones be turned off. She then reported that the meeting is being audio recorded in accordance with Council Policy P673 "Audio Recording of Council Meetings" and Clause 6.16 of the Standing Orders Local Law 2007 which states:

*"A person is not to use any electronic, visual or vocal recording device or instrument to record the proceedings of the Council without the permission of the Presiding Member"*

and stated that as Presiding Member she gave permission for the Administration to record proceedings of the Special Council meeting.

## 4. ATTENDANCE

### Chair

Mayor Sue Doherty

### Councillors

Cr G Cridland	Como Ward
Cr V Lawrence	Como Ward
Cr C Cala	Manning Ward
Cr S Hawkins-Zeeb	Manning Ward
Cr F Reid	Moresby Ward
Cr Trent, OAM, RFD	Moresby Ward

### Officers

C Frewing	Chief Executive
M Kent	Director Financial and Information Services
V Lummer	Director Development and Community Services
P McQue	Manager Governance and Administration
R Woodman	Corporate Projects Officer (Minutes)
S Kent	Governance Officer

### Gallery

There was 1 member of the public and 0 members of the press present.

#### **4.1 APOLOGIES**

Cr C Irons Mill Point Ward

#### **4.2 ABSENT**

Cr M Huston Mill Point Ward

#### **4.3 LEAVE OF ABSENCE**

Nil

### **5. DECLARATION OF INTEREST**

Conflicts of Interest are dealt with in the Local Government Act, Rules of Conduct Regulations and the Administration Regulations as well as the City's Code of Conduct 2008. Members must declare to the Chairperson any potential conflict of interest they have in a matter on the Council Agenda.

The Mayor noted the following Declarations of Interest were received for Item 8.1 (Civic Triangle – Expression of Interest Stage 1):

- Councillor V Lawrance declared an *Impartiality Interest*
- Director Financial and Information Services, M Kent declared a *Financial Interest*

The Mayor advised in accordance with Local Government (Rules of Conduct) Regulations 2007 these declarations would be read out immediately before these items were discussed.

### **6. PUBLIC QUESTION TIME (IN RELATION TO ITEM 8)**

The Mayor stated that Public Question Time is operated in accordance with the *Local Government Act* regulations and the City's Standing Orders Local Law. She also stated that questions are to be in writing and questions received prior to this meeting will be answered tonight, if possible or alternatively may be taken on notice. Questions received in advance of the meeting will be dealt with first.

The Mayor reminded the public gallery that she was available to meet with members of the community on the first Friday of each month in the Library Function Room. The next meeting day is Friday 6 June 2014.

The Mayor then opened Public Question Time at 5.31 pm.

With no questions put forward, the Mayor closed Public Question Time at 5:31pm.

### **7. DEPUTATIONS (IN RELATION TO ITEM 8)**

No Deputations were received.

## 8. REPORTS

### 8.1 Civic Triangle – Expression of Interest Stage I (Confidential)

Location: City of South Perth  
Applicant: Council  
Date: 14 May 2014  
Author: Phil McQue, Manager Governance & Administration  
Reporting Officer: Cliff Frewing, Chief Executive Officer

#### Declarations of Interest

The following declarations of interest were read out for this item:

#### **Councillor Lawrance**

*“I wish to declare an impartiality interest in Agenda Item 8.1 (Civic Triangle – Expression of Interest Stage I) on the Special Council Agenda for the meeting to be held 19 May 2014.*

*I disclose that my step-son works for one of the interested parties.*

*I declare that I will consider this matter on its merits and vote accordingly.”*

#### **Michael Kent, Director Financial and Information Services**

*“I wish to declare a financial interest in Agenda Item 8.1 (Civic Triangle – Expression of Interest Stage I) on the Special Council Agenda for the meeting to be held 19 May 2014.*

*I disclose that I hold shares with one of the interested parties. Given the immaterial nature of my investment with this party, I do not consider it to be necessary for me to leave the Council Chamber during the discussion and debate on this item.*

*I declare that any advice that I provide to Council on this matter will be impartial and in the best financial interests of the City of South Perth.”*

The Mayor stated that this report is **confidential** in accordance with Section 5.23(2)(c)(e) of the *Local Government Act 1995*, which permits the meeting to be closed to the public for business relating to the following:

- (c) 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; and
- (e) a matter that if disclosed, would reveal —
  - (i) a trade secret; or
  - (ii) information that has a commercial value to a person; or
  - (iii) information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government.

Mayor Sue Doherty MOVED that the meeting be closed to the public.

#### **COUNCIL DECISION**

**Mover** Cr Trent  
**Second** Cr Hawkins-Zeeb

That Council Close the meeting to the public for the purposes of confidential discussion and voting on the Item.

**CARRIED 7/0**

The Mayor declared the meeting closed at 5.33pm and asked the member of the Gallery to vacate the Chambers until discussion and voting was complete.

Mayor Sue Doherty MOVED to adopt the Officer Recommendation.

**OFFICER RECOMMENDATION**

**Mover** Cr Reid  
**Second** Cr Hawkins-Zeeb

That Council note the outcome of Stage 1 of the Civic Triangle process and invite the three nominated proponents to participate in Stage 2 of the Civic Triangle process.

The following amendment to the Officer Recommendation was made which was acceptable to Cr Reid and Cr Hawkins-Zeeb:

That Council note the outcome of Stage 1 of the Civic Triangle process and invite the **four groups who have made submissions** to participate in Stage 2 of the Civic Triangle process.

**COUNCIL DECISION**

**Mover** Cr Reid  
**Second** Cr Hawkins-Zeeb

That Council note the outcome of Stage 1 of the Civic Triangle process and invite the four groups who have made submissions to participate in Stage 2 of the Civic Triangle process.

**CARRIED 7/0**

Mayor Sue Doherty MOVED to re-open the meeting.

**COUNCIL DECISION**

**Mover** Mayor Sue Doherty  
**Second** Cr Trent

That Council re-open the meeting to the public.

**CARRIED 7/0**

At 5.45pm the Mayor invited the member of the Gallery to return at which time she read aloud the Council Decision for *Item 8.1 (Civic Triangle – Expression of Interest Stage 1)*.

**8. CLOSURE**

The Mayor closed the meeting at 5:45pm.

## DISCLAIMER

The City advises that comments recorded represent the views of the person making them and should not in any way be interpreted as representing the views of Council. The minutes are a confirmation as to the nature of comments made and provide no endorsement of such comments. Most importantly, the comments included as dot points are not purported to be a complete record of all comments made during the course of debate. Persons relying on the minutes are expressly advised that the summary of comments provided in those minutes do not reflect and should not be taken to reflect the view of the Council. The City makes no warranty as to the veracity or accuracy of the individual opinions expressed and recorded therein.

These unconfirmed Minutes will be confirmed at the Ordinary Council Meeting of 27 May 2014.

Signed \_\_\_\_\_  
Chairperson at the meeting at which the Minutes were confirmed.



## 9. RECORD OF VOTING

19/05/2014 5:33:57 PM

### **Item 8.1 Motion Passed 7/0**

Yes: Mayor Sue Doherty, Cr Colin Cala, Cr Sharron Hawkins Zeeb, Cr Veronica Lawrance, Cr Kevin Trent, Cr Fiona Reid, Cr Glenn Cridland (Cr Glenn Cridland voted by hand due to technology issues)

Absent: Cr Michael Huston, Cr Cheryle Irons

19/05/2014 5:44:58 PM

### **Item 8.1 Motion Passed 7/0**

Yes: Mayor Sue Doherty, Cr Colin Cala, Cr Sharron Hawkins Zeeb, Cr Veronica Lawrance, Cr Kevin Trent, Cr Fiona Reid, Cr Glenn Cridland

Absent: Cr Michael Huston, Cr Cheryle Irons

19/05/2014 5:45:25 PM

### **Item 8.1 Motion Passed 7/0**

Yes: Mayor Sue Doherty, Cr Colin Cala, Cr Sharron Hawkins Zeeb, Cr Veronica Lawrance, Cr Kevin Trent, Cr Fiona Reid, Cr Glenn Cridland

Absent: Cr Michael Huston, Cr Cheryle Irons