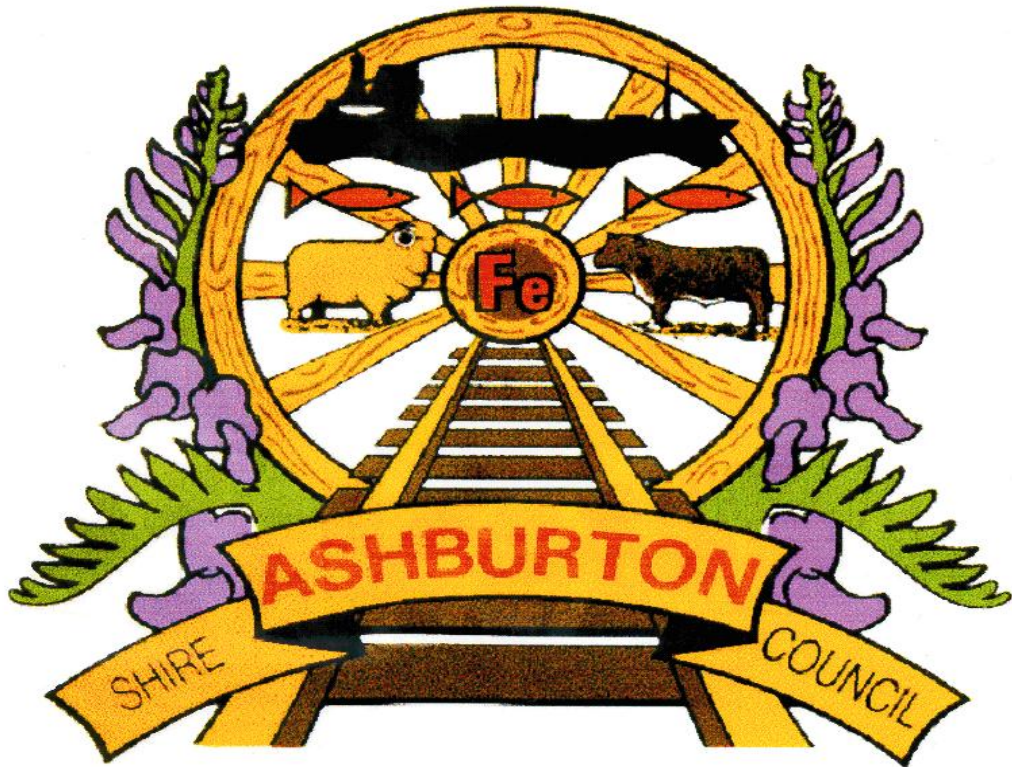




SHIRE OF ASHBURTON

SPECIAL MEETING OF COUNCIL

MINUTES

**Council Chambers, Community Recreation
Centre, Tom Price**

6 July 2013

Special Meeting of Council 6 July 2013

SHIRE OF ASHBURTON SPECIAL COUNCIL MEETING

Dear Councillor

Notice is hereby given that an Special Meeting of the Council of the Shire of Ashburton will be held on 6 July 2013 at Ashburton Hall, Ashburton Avenue, Paraburdoo commencing at 10.00 am.

The business to be transacted is for the Chief Executive Officer Interview Committee to make a recommendation for the appointment of a Chief Executive Officer.

Frank Ludovico
A/CHIEF EXECUTIVE OFFICER

DISCLAIMER

The recommendations contained in the Agenda are subject to confirmation by Council. The Shire of Ashburton warns that anyone who has any application lodged with Council must obtain and should only rely on written confirmation of the outcomes of the application following the Council meeting, and any conditions attaching to the decision made by the Council in respect of the application. No responsibility whatsoever is implied or accepted by the Shire of Ashburton for any act, omission or statement or intimation occurring during a Council meeting.

Special Meeting of Council 6 July 2013

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1. DECLARATION OF OPENING

The Shire President declared the meeting opened at 10.07 am.

2. ANNOUNCEMENT OF VISITORS

There were no visitors in attendance.

3. ATTENDANCE

3.1 PRESENT

Cr K White	Shire President, Onslow Ward
Cr I Dias	Paraburdoo Ward
Cr A Eyre	Ashburton Ward
Cr P Foster	Tom Price Ward
Cr C Fernandez	Tom Price Ward
Cr L Shields	Tom Price Ward

Mr F Ludovico	A/Chief Executive Officer
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3.2 APOLOGIES

Cr L Rumble	Deputy Shire President, Paraburdoo Ward
Cr L Thomas	Tableland Ward
Cr D Wright	Pannawonica Ward

3.3 APPROVED LEAVE OF ABSENCE

There were no approved Leave of Absences.

4. ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

Lydia Highfield, Recruitment Services Manager, WALGA, Workplace Solutions would be contacted (via phone) to provide advice to Council.

5. DECLARATION BY MEMBERS

That Councillors have given due consideration to all matters contained in the Agenda presently before the meeting.

5.1 DECLARATION OF INTEREST

Councillors to Note

A member who has a Financial Interest in any matter to be discussed at a Council or Committee Meeting, that will be attended by the member, must disclose the nature of the interest:

- (a) In a written notice given to the Chief Executive Officer before the Meeting or;
- (b) At the Meeting, immediately before the matter is discussed.

A member, who makes a disclosure in respect to an interest, must not:

- (c) Preside at the part of the Meeting, relating to the matter or;
- (d) Participate in, or be present during any discussion or decision-making procedure relative to the matter, unless to the extent that the disclosing

Special Meeting of Council 6 July 2013

member is allowed to do so under Section 5.68 or Section 5.69 of the Local Government Act 1995.

NOTES ON FINANCIAL INTEREST (FOR YOUR GUIDANCE)

The following notes are a basic guide for Councillors when they are considering whether they have a Financial Interest in a matter.

I intend to include these notes in each agenda for the time being so that Councillors may refresh their memory.

1. A Financial Interest requiring disclosure occurs when a Council decision might advantageously or detrimentally affect the Councillor or a person closely associated with the Councillor and is capable of being measure in money terms. There are exceptions in the Local Government Act 1995 but they should not be relied on without advice, unless the situation is very clear.
2. If a Councillor is a member of an Association (which is a Body Corporate) with not less than 10 members i.e. sporting, social, religious etc), and the Councillor is not a holder of office of profit or a guarantor, and has not leased land to or from the club, i.e., if the Councillor is an ordinary member of the Association, the Councillor has a common and not a financial interest in any matter to that Association.
3. If an interest is shared in common with a significant number of electors or ratepayers, then the obligation to disclose that interest does not arise. Each case needs to be considered.
4. If in doubt declare.
5. As stated in (b) above, if written notice disclosing the interest has not been given to the Chief Executive Officer before the meeting, then it **MUST** be given when the matter arises in the Agenda, and immediately before the matter is discussed.
6. Ordinarily the disclosing Councillor must leave the meeting room before discussion commences. The **only** exceptions are:
 - 6.1 Where the Councillor discloses the **extent** of the interest, and Council carries a motion under s.5.68(1)(b)(ii) or the Local Government Act; or
 - 6.2 Where the Minister allows the Councillor to participate under s.5.69(3) of the Local Government Act, with or without conditions.

Council Decision

MOVED: Cr Foster

SECONDED: Cr Dias

That Council close the meeting to the public at 10.09 am pursuant to sub section 5.23 (2) (a) and (b) of the Local Government Act 1995.

CARRIED 6/0

Frank Ludovico left the meeting at 10.09 am.

Council Decision

MOVED: Cr Dias

SECONDED: Cr Eyre

That Council suspend standing orders in order to contact (via phone) Lydia Highfield, Recruitment Services Manager, WALGA, Workplace solutions to provide advice to Council.

CARRIED BY ABSOLUTE MAJORITY 6/0

6. BUSINESS

6.1 CHIEF EXECUTIVE OFFICER INTERVIEW COMMITTEE TO MAKE A RECOMMENDATION FOR THE APPOINTMENT OF A CHIEF EXECUTIVE OFFICER

MINUTE: 13

FILE REFERENCE: OR.MT.1
JA002

AUTHOR'S NAME AND POSITION: Chief Executive Officer Interview Committee

NAME OF APPLICANT/RESPONDENT: Not Applicable

DATE REPORT WRITTEN: 5 July 2013

DISCLOSURE OF FINANCIAL INTEREST: Not Applicable

PREVIOUS MEETING REFERENCE: Agenda Item 10.5 (Minute No. 11516) – Ordinary Meeting of council 8 May 2013
Agenda Item 17.1 (Minute no. 11386) – Ordinary Meeting of Council 12 December 2012.

Summary

The Chief Executive Officer Interview Committee conducted interviews for a Chief Executive Officer for the Shire of Ashburton on 5 July 2013.

The Committee now wishes to present its recommendation to Council.

Background

The Chief Executive Officer Interview Committee conducted interviews for a Chief Executive Officer for the Shire of Ashburton on 5 July 2013.

The Committee now wishes to present its recommendation to Council.

Attached is a copy of the minutes of the Chief Executive Officer Interview Committee.

ATTACHMENT 6.1**Consultation**

Chief Executive Officer Interview Committee
WALGA Workplace Solutions

Statutory Environment

Section 5.39 & 5.40 of the Local Government Act 1995, and Regulations 18A, 18B, 18F & 19A of the Local Government (Administration) Regulations 1996, apply.

Financial Implications

Depending of the remuneration package there may be implications for the draft 2013/14 Budfet.

Strategic Implications

Shire of Ashburton, 10 Year Strategic Plan 2012-2022
Goal 5 – Inspiring Governance
Objective 3 – Council Leadership

Policy Implications

There are no policy implications in this matter.

Voting Requirement

Absolute Majority Required.

Council Decision

MOVED: Cr Fernandez

SECONDED: Cr Dias

That Council re-instate standing orders at 10.40 am.

CARRIED BY ABSOLUTE MAJORITY 6/0

Council Decision

MOVED: Cr Eyre

SECONDED: Cr Fernandez

That Council:

- 1. Determine applicant 2 as their preferred applicant.**
- 2. Authorise WALGA Workplace Solutions to:**
 - a. Undertake reference and other checks.**
 - b. Commence contract negotiations with the preferred applicant with the maximum package being \$295,148 per annum consisting of cash component, superannuation and FBT.**

CARRIED ABSOLOUTE MAJORITY 6/0

Council Decision

MOVED: Cr Eyre

SECONDED: Cr Dias

That Council re-open the meeting to the public at 10:42 am pursuant to sub section 5.23 (2) (a) and (b) of the Local Government Act 1995.

CARRIED 6/0

Frank Ludovico entered the meeting at 10.44 am.

7. NEXT MEETING

The next Ordinary Meeting of Council will be held on 17 July 2013, at the Civic Centre, Tamarind Street, Tom Price, commencing at 1.00 pm.

8. CLOSURE OF MEETING

The Shire President closed the meeting at 10.45 am.