

# SHIRE OF SHARK BAY UNCONFIRMED MINUTES

12 AUGUST 2021

## Special Council Meeting



Shark Bay – Dugong



12 AUGUST 2021



## DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of Shark Bay for any act, omission or statement or intimation occurring during Council/Committee meetings or during formal/informal conversations with Council members or staff.

The Shire of Shark Bay 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, act or omission 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 intimation of approval made by a member or officer of the Shire of Shark Bay during the course of any meeting is not intended to be and is not to be taken as notice of approval from the Shire of Shark Bay.

The Shire of Shark Bay advises that no action should be taken on any application or item discussed at a Council meeting and should only rely on **WRITTEN ADVICE** of the outcome and any conditions attaching to the decision made by the Shire of Shark Bay.

12 AUGUST 2021

The unconfirmed minutes of the Special meeting of the Shark Bay Shire Council held in the Council Chamber at the Shark Bay Recreation Centre, Francis Street, Denham, on Thursday 12 August 2021, commencing at 2.31 pm.

**PURPOSE** I advise that a special meeting of Council is called in accordance with Section 5.4 (a), (i) of the Local Government Act 1995, to discuss and adopt the following reports:

1. Appointment of a Chief Executive Officer

## Table of Contents

<b>1.0</b>	<b>Declaration Of Opening .....</b>	<b>4</b>
<b>2.0</b>	<b>Acknowledgement of Country .....</b>	<b>4</b>
<b>3.0</b>	<b>Attendances and Apologies .....</b>	<b>4</b>
<b>4.0</b>	<b>Public Question Time.....</b>	<b>4</b>
<b>5.0</b>	<b>Appointment of a Chief Executive Officer .....</b>	<b>4</b>
<b>6.0</b>	<b>Closure of Meeting .....</b>	<b>6</b>

12 AUGUST 2021

**1.0 DECLARATION OF OPENING**

The President declared the Special Council meeting open at 2.31 pm.

**2.0 ACKNOWLEDGEMENT OF COUNTRY**

I would like to acknowledge the Malgana People as the traditional custodians of the land and sea in and around the Shire of Shark Bay.

I pay my respects to their Elders past, present and emerging.

**3.0 ATTENDANCES AND APOLOGIES**

ATTENDANCES

Cr C Cowell                      President  
Cr E Fenny                      Deputy President  
Cr L Bellottie  
Cr J Burton  
Cr G Ridgley

Mrs R Mettam                      Executive Assistant  
Ms L Highfield                      By Telecommunications from 2.32 pm to 2.52 pm

APOLOGIES

Cr P Stubberfield  
Cr M Smith

VISITORS

**4.0 PUBLIC QUESTION TIME**

The President opened public question time at 2.32 pm and as there was no visitors in the gallery the President closed public question time at 2.32 pm.

Ms Lydia Highfield the consultant for the Chief Executive Officer's Recruitment and Selection Committee joined the Special Council meeting at 2.32 pm via telecommunications.

**5.0 APPOINTMENT OF A CHIEF EXECUTIVE OFFICER**

GV10000

Moved                      Cr Burton  
Seconded                      Cr Bellottie

**Council Resolution**

**That the meeting be closed to members of the public in accordance with section 5.23(2) of the Local Government Act 1995 for Council to discuss matters of a confidential nature at 2.33 pm.**

**5/0 CARRIED**

12 AUGUST 2021

Mrs Mettam left the Council Chamber at 2.33 pm.

Moved Cr Fenny  
Seconded Cr Bellottie

**Council Resolution**

**That Council**

- (a) Authorises the Shire President to execute the Chief Executive Officer employment contract and apply the common seal in accordance with section 9.49A(1)(a) of the Local Government Act 1995, subject to the candidate agreeing to enter into the proposed terms of the Chief Executive Officer employment contract without amendment;**
- (b) Notes that subject to the candidate named in Confidential Attachment accepting the proposed terms of the Chief Executive Officer employment contract, the candidate is appointed to the position of Chief Executive Officer at the Shire of Shark Bay;**
- (c) Notes that as the candidate negotiates under clause 12 of Schedule 2 of the Local Government (Administration) Regulations 1996 terms different to the proposed terms, the Shire President has presented the amended proposed contract to Council for approval before the contract is executed.**

**5/0 CARRIED**

Moved Cr Fenny  
Seconded Cr Bellottie

**Council Resolution**

**That Council:**

- (a) Appoints the candidate named in the Confidential attachment to the position of Chief Executive Officer at the Shire of Shark Bay, being the candidate that the Council determines as being the person most suitably qualified and experienced for the position; and**
- (b) Approves the finalised terms of the Chief Executive Officer employment contract detailed in Confidential attachment, being for a period of 5 years inclusive of a Total Reward Package valued at \$194,425 calculated in accordance with the 2021 Salaries and Allowances Tribunal Local Government Determination Band # 4 range.**

**5/0 CARRIED BY ABSOLUTE MAJORITY**

Moved Cr Burton  
Seconded Cr Ridgley

**Council Resolution**

**That Council authorises the Shire President to execute the Chief Executive Officer employment contract and apply the common seal in accordance with section 9.49A(1)(a) of the Local Government Act 1995.**

**5/0 CARRIED**

12 AUGUST 2021

Moved Cr Fenny  
Seconded Cr Burton

**Council Resolution**

**The Council certifies that the Chief Executive Officer recruitment process completed on execution of the Chief Executive Officer employment contract dated 12 August 2021 and approved by Council resolution on the 12 August 2021 was conducted in accordance with the Shire of Shark Bay adopted Standards for Chief Executive Officer Recruitment.**

**5/0 CARRIED**

Ms Lydia Highfields telecommunications was ended at 2.52 pm.

Moved Cr Burton  
Seconded Cr Bellottie

**Council Resolution**

**That Council come out from behind closed doors at 2.54 pm.**

Mrs Mettam returned to the Council Chamber at 2.55 pm

**6.0 CLOSURE OF MEETING**

As there was no further business, the President closed the Special Council meeting at 3.04 pm.