



Town of
Cambridge

SPECIAL MEETING OF COUNCIL

17 MAY 2021

PUBLIC MINUTES

**MINUTES OF THE SPECIAL MEETING OF THE COUNCIL OF THE TOWN OF CAMBRIDGE
HELD AT THE COUNCIL'S ADMINISTRATION/CIVIC CENTRE, 1 BOLD PARK DRIVE,
FLOREAT ON WEDNESDAY, 17 MAY 2021 AT 7.45 PM**

1. OPENING:

The meeting, which was adjourned from 5 May 2021 due to a lack of a quorum, was declared open by the Presiding Member, Mayor Keri Shannon, at 7.45 pm.

2. ATTENDANCE:

Mayor: Keri Shannon (Presiding Member)

Councillors: Cr Kate Barlow
Cr Rod Bradley
Cr Ian Everett
Cr Rob Fredericks
Cr Haddon- Casey
Cr McKerracher
Cr Gary Mack
Cr Timmermanis

Officers: John Giorgi, JP, Chief Executive Officer
Denise Ribbands, Senior Governance Officer
Jane Carrott, Governance Administration Officer

Members of the Public:

Nil

Media:

One person

Apologies:

Nil

Absent:

Nil.

Leave of Absence:

Nil

3. QUESTION TIME:

Nil.

4. DECLARATION OF MEMBERS AND OFFICER INTERESTS:

Impartiality Interest Declaration – Mayor Shannon

Mayor Shannon disclosed an impartiality interest in the item. The extent of her interest is that along with other parties she is named in a document prepared by lawyers acting for the former employee, which was only provided to her on 5 May 2021.

Impartiality Interest Declaration – Cr Everett

Cr Everett disclosed an impartiality interest in the item. The extent of his interest is that along with other parties he is named in a document prepared by lawyers acting for the employee.

Impartiality Interest Declaration – Cr McKerracher

Cr McKerracher disclosed an impartiality interest in the item. The extent of her interest is that she has an association with a person who works for the service provider mentioned in item 6 of part 2 of the recommendation and who attended to the matter on behalf of the Town from time to time. The association is a personal one involving socialisation from time to time.

Also, the person named in the report is known to her as the person is a former employee of the Town.

Impartiality Interest Declaration – Cr Mack

Cr Mack disclosed an impartiality interest in the item. The extent of his interest is that he is named in the document in the ex-employee's pleadings.

Impartiality Interest Declaration – Cr Timmermanis

Cr Andres Timmermanis disclosed an Impartiality Interest in the item - The extent of his interest being that a person mentioned in the item is known to him in a professional capacity, through another organisation.

The person named in the report is known to him, as the person is a former employee of the Town.

Impartiality Interest Declaration – CEO, John Giorgi, JP

Chief Executive Officer, John Giorgi, JP disclosed an Impartiality Interest in the item - The extent of his interest being that the person named in this report was a former employee of the Town. He does not and did not on any occasion have any personal association with the person.

He has been named in a document, prepared by lawyers on behalf of the former employee, along with other persons, including some Elected Members and both current and former employees.

He declares he has prepared this report (and at least 5 previous reports) to the Council, on its merit, without any bias, and to the best of his ability.

5.1 MOTION BY CR HADDON-CASEY TO REVOKE THE DECISION MADE BY THE COUNCIL ON 30 APRIL 2021 AND TO OBTAIN URGENT ADVICE ON THE MATTERS RAISED IN PART 2 OF THE MOTION.

REASON FOR CONFIDENTIALITY:

This report is CONFIDENTIAL in accordance with Section 5.23(2) of the *Local Government Act 1995*, which permits the meeting to be closed to the public for business relating to the following:

- "(a) a matter affecting an employee or employees; and*
- (d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;*
- (e) a matter that if disclosed, would reveal -
 - (iii) information about the business, professional, commercial or financial affairs of a person."**

Elected Members are reminded that they are to ensure the information remains **CONFIDENTIAL** and should not disclose the content of this report to any other person. To do so would be an improper use of information under s.5.93 of the *Local Government Act 1995*.

PROCEDURAL MOTION:

Moved by Cr Haddon-Casey, seconded by Cr Everett

That the matter be regarded as confidential in accordance with Section 5.23(2)(a)(d) and (e) of the *Local Government Act 1995*.

Procedural Motion put and CARRIED (7/2)

For: Mayor Shannon, Crs Barlow, Bradley, Everett, Fredericks, Haddon-Casey and McKerracher

Against: Crs Mack and Timmermanis

At 7.47 pm, the Mayor requested all persons other than Elected Members and Council Officers to leave the Council Chamber.

Moved by Cr Haddon-Casey, seconded by Cr Barlow

That Council APPROVES the Confidential Motion submitted by Cr Haddon-Casey, as outlined in the Confidential report.

Debate ensued.

PROCEDURAL MOTION:

Moved by Cr Bradley, seconded by Cr Everett

That the motion be put.

Procedural Motion put and CARRIED (8/1)

For: Crs Barlow, Bradley, Everett, Fredericks, Haddon-Casey, McKerracher, Mack and Timmermanis

Against: Mayor Shannon

Complex Motion

Cr Timmermanis requested that, in accordance with Clause 9.8 of the *Town of Cambridge Meeting Procedures Local Law 2019*, the motion be divided into separate motions. The Mayor agreed to this request.

COUNCIL DECISION:

Clauses 1 and 2 put and LOST (4/5)

For: Mayor Shannon, Crs Barlow, Haddon-Casey and Timmermanis

Against: Crs Bradley, Everett, Fredericks, McKerracher and Mack

Clause 3 put and LOST (3/6)

For: Mayor Shannon, Crs Barlow and Haddon-Casey

Against: Crs Bradley, Everett, Fredericks, McKerracher, Mack and Timmermanis

6. CLOSURE:

The Presiding Member Mayor Keri Shannon thanked everyone for their attendance and declared the meeting adjourned at 9.05pm, with the following persons present:

Mayor: Keri Shannon (Presiding Member)

Councillors: Cr Kate Barlow
Cr Rod Bradley
Cr Ian Everett
Cr Rob Fredericks
Cr Haddon- Casey
Cr Kate McKerracher
Cr Gary Mack
Cr Timmermanis

Officers: Chief Executive Officer - John Giorgi, JP,

Media: Nil

Publid: Nil