



Ararat Rural City

COUNCIL MEETING MINUTES

TUESDAY 13 JUNE 2017

An audio recording of this meeting is being made for the purpose of verifying the accuracy of the minutes of the Council Meeting, Special Council Meeting or Assembly of Councillors. Recordings of Council Meetings and Special Council Meetings (excluding closed sessions) will be made available on Council's website.

PRESENT

The Mayor, Cr PA Hooper Chairperson,
Crs Gwenda Allgood, Jo Armstrong, Peter Beales, Darren Ford, Glenda McLean and David Pettman,
Mr Andrew Evans, Chief Executive Officer,
Mrs Colleen White, Director Corporate Strategy, Risk and Governance, and
Mrs Jenny Woolcock, Manager Executive Services and Governance.

1 TRADITIONAL ACKNOWLEDGEMENT

The Prayers were read out by Mayor Cr Paul Hooper.

WE ACKNOWLEDGE THE TRADITIONAL OWNERS OF THE LAND ON WHICH WE MEET TODAY, AND PAY OUR RESPECTS TO THEIR ELDERS, PAST AND PRESENT.

OPENING PRAYER

ALMIGHTY GOD, WE HUMBLY ASK YOU TO HELP US, AS ELECTED COUNCILLORS OF THE ARARAT RURAL CITY COUNCIL. GUIDE OUR DELIBERATIONS. PROSPER WHAT IS YOUR WILL FOR US, TO YOUR HONOUR AND GLORY AND FOR THE WELFARE AND BENEFIT OF THE PEOPLE WHOM WE SERVE IN THE ARARAT RURAL CITY.

COUNCILLORS OATH

WE WILL UNDERTAKE THE DUTIES OF THE OFFICE OF COUNCILLOR IN THE BEST INTERESTS OF THE PEOPLE OF THE MUNICIPAL DISTRICT OF THE ARARAT RURAL CITY COUNCIL AND FAITHFULLY AND IMPARTIALLY CARRY OUT THE FUNCTIONS, POWERS, AUTHORITIES AND DISCRETIONS VESTED IN ME UNDER THE LOCAL GOVERNMENT ACT 1989 OR ANY OTHER ACT TO THE BEST OF OUR SKILL AND JUDGMENT.

2 APOLOGIES

Nil.

3 – DISCLOSURE OF INTERESTS

Disclosure of Interests are to be made immediately prior to any relevant item being discussed.

Local Government Act 1989 Section 79 (2)

A Councillor or member of a special committee who has a conflict of interest and is attending the meeting of the Council or special committee must make a full disclosure of that interest -

- (a) by either -
 - (i) advising the Council or special committee at the meeting of the details required under paragraph (b) and (c) immediately before the matter is considered at the meeting; or
 - (ii) advising the Chief Executive Officer in writing of the details required under paragraphs (b) and (c) before the meeting; and
- (b) classifying the type of interest that has given rise to the conflict as either -
 - (i) a direct interest: or
 - (ii) an indirect interest and specifying the particular kind of indirect interest under section 78, 78A, 78B, 78C, 78D or 78E; and
- (c) describing the nature of the interest; and
- (d) if the Councillor or member advised the Chief Executive Officer of the details under paragraph (a) (ii), the Councillor or member must make a disclosure of the class of interest only to the meeting immediately before the matter is considered at the meeting.

Local Government Act 1989 Section 80C)

A person who is providing advice or a report to a meeting of the Council or a special committee, and who has a conflict of interest in a matter to which the advice or report relates, must disclose the constituting the conflict of interest when providing the advice or report and before the advice or report is considered by the Council or the committee.

Mr Andrew Evans advised he had a conflict in Confidential Item 4.1, but as per the Local Government Act, he was not required to leave the Chamber. Mr Evans did not leave the Council Chamber.

4 – OFFICERS REPORTS – CONFIDENTIAL ITEMS

4.03PM - CLOSURE OF COUNCIL MEETING TO THE PUBLIC

MOVED CR PETTMAN
SECONDED CR BEALES

That the meeting be closed to members of the public to discuss the items listed in the confidential agenda, in accordance with the following provision:

“89 Meetings to be open to the public

(2) A Council or special committee may resolve that the meeting be closed to members of the public if the meeting is discussing any of the following—

(a) personnel matters;

(d) contractual matters.

CARRIED 3501/17

4.56PM - OPEN COUNCIL MEETING RECOMMENCEMENT

MOVED CR BEALES
SECONDED CR FORD

That the Open Council Meeting recommence.

CARRIED 3505/17

LIFTING OF CONFIDENTIALITY OF CLOSED SESSION RESOLUTIONS

Recommendation

That the Confidentiality of the

1 Report and resolution numbers 1 and 2 in relation to Item 4.1 of the Confidential Agenda not be lifted; and

2 Resolution numbers 3, 4, 5 and 6 in relation to Item 4.1 of the Confidential Agenda be lifted.

MOVED CR BEALES
SECONDED CR PETTMAN

That the Confidentiality of the

1 Report and resolution numbers 1 and 2 in relation to Item 4.1 of the Confidential Agenda not be lifted; and

2 Resolution numbers 3, 4 and 5 in relation to Item 4.1 of the Confidential Agenda be lifted.

CARRIED 3506/17

13 – OFFICERS REPORTS – CONFIDENTIAL ITEMS

The following resolutions are extracted from the minutes of the Ararat Rural City Council Meeting in Camera Session held on 13 June 2017. Any disclosures of interest, relevant to these items, are recorded in the Council Meeting in Camera minutes.

**ITEM 4.1 CHIEF EXECUTIVE OFFICER CONTRACTUAL ARRANGEMENTS
13039317
CORPORATE STRATEGY, RISK AND GOVERNANCE**

**MOVED CR FORD
SECONDED CR PETTMAN**

That:

- 3 The Mayor be authorised to release the information that the CEO, Mr Andrew Evans is retiring from Council;**
- 4 The confidentiality of the report and resolution numbers 1 and 2 not be lifted; and**
- 5 The confidentiality of resolution numbers 3, 4 and 5 be lifted.**

CARRIED 3504/17

Meeting closed at 4.57pm.

I HEREBY CERTIFY THAT PAGES 2162 TO 2165 INCLUDING PAGES 121 TO 126 OF THE CLOSED SESSION ARE CONFIRMED AND ARE A TRUE AND CORRECT RECORD.

MAYOR – CR PAUL HOOPER