



City of Nedlands

# ***Agenda***

## ***Special Council Meeting***

***Tuesday 7 February 2012***

Dear Council member

The Special meeting of the City of Nedlands will be held on Tuesday 7 February 2012 in the Council chambers at 71 Stirling Highway Nedlands commencing at 6 pm.

A handwritten signature in black ink, appearing to read 'Mike Cole', is positioned above the typed name.

Mike Cole  
Director Corporate Services  
7 February 2012

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## City of Nedlands

**Notice of an special meeting of Council to be held in the Council chambers, Nedlands on Monday 6 February 2012 at 6 pm.**

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### Council Agenda

#### Declaration of Opening

The Presiding Member will declare the meeting open at 6 pm acknowledge the Traditional Owners of the land and pay respects to Elders past and present, and will draw attention to the disclaimer below.

(NOTE: Council at its meeting on 24 August 2004 resolved that should the meeting time reach 11.00 p.m. the meeting is to consider an adjournment motion to reconvene the next day).

#### Present and Apologies and Leave Of Absence (Previously Approved)

**Leave of Absence**                      None  
**(Previously Approved)**

**Apologies**                              None as at distribution of this agenda.

#### Disclaimer

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## **1. Disclosures of Financial Interest**

The Presiding Member to remind Councillors and Staff of the requirements of Section 5.65 of the *Local Government Act* to disclose any interest during the meeting when the matter is discussed.

A declaration under this section requires that the nature of the interest must be disclosed. Consequently a member who has made a declaration must not preside, participate in, or be present during any discussion or decision making procedure relating to the matter the subject of the declaration.

However, other members may allow participation of the declarant if the member further discloses the extent of the interest. Any such declarant who wishes to participate in the meeting on the matter, shall leave the meeting, after making their declaration and request to participate, while other members consider and decide upon whether the interest is trivial or insignificant or is common to a significant number of electors or ratepayers.

## **2. Disclosures of Interests Affecting Impartiality**

The Presiding Member to remind Councillors and Staff of the requirements of Council's Code of Conduct in accordance with Section 5.103 of the *Local Government Act*.

Councillors and staff are required, in addition to declaring any financial interests to declare any interest that may affect their impartiality in considering a matter. This declaration does not restrict any right to participate in or be present during the decision-making procedure.

The following pro forma declaration is provided to assist in making the disclosure.

"With regard to ..... the matter in item x..... I disclose that I have an association with the applicant (or person seeking a decision). As a consequence, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits and vote accordingly."

The member or employee is encouraged to disclose the nature of the association.

## **3. Declarations by Members That They Have Not Given Due Consideration to Papers**

Members who have not read the business papers to make declarations at this point.

**4. Matters for Which the Meeting May Be Closed**

In accordance with Standing Orders and for the convenience of the public, the Committee is to identify any matter which is to be discussed behind closed doors at this meeting and that matter is to be deferred for consideration as the last item of this meeting.

**5. To appoint an Acting Chief Executive Officer.**

**Following the resignation of Mr Graham Foster from the position of Chief Executive Officer (CEO), Council is now required to formally appoint an acting CEO to ensure the ongoing operations of the City pending a more formal recruitment process.**

**Mr Michael Cole, currently employed by the City as Director Corporate Services has indicated he is willing to act in the role of CEO.**

**Mayor's Recommendation:**

**Council:**

- 1. appoints Mr Michael Cole as Acting CEO pending a formal recruitment process to appoint a permanent CEO; and**
- 2. authorises the Mayor to negotiate the terms and conditions of appointment of the Acting CEO and report back to Council in due course.**

**Declaration of Closure**

There being no further business, the Presiding Member will declare the meeting closed.



Mike Cole  
Director Corporate Services