



City of
Melville

MINUTES

SPECIAL MEETING OF THE COUNCIL

5:30pm Monday, 21 November 2022
Held in the Council Chambers, Melville Civic Centre
10 Almondbury Road Booragoon

Held for the purpose of electing a Deputy Mayor

The City of Melville acknowledges the Bibbulmun people as the Traditional Owners and custodians of the lands on which the City stands today and pays its respect to the Whadjuk people, and Elders both past, present and emerging.

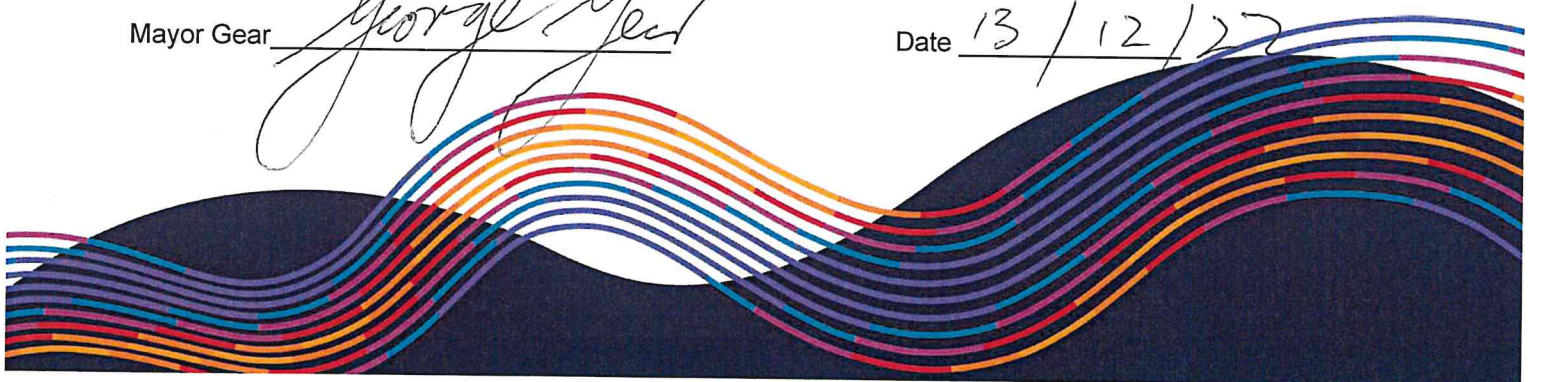
Minutes to be confirmed at the next Ordinary Council Meeting

These minutes are hereby confirmed as true and accurate

Mayor Gear

Date

13 / 12 / 22



Our Vision

Engaging with our diverse community to achieve an inclusive, vibrant and sustainable future.

Our Mission

To provide good governance and quality services for the City of Melville community.

Our Values

Excellence

Striving for the best possible outcomes

Participation

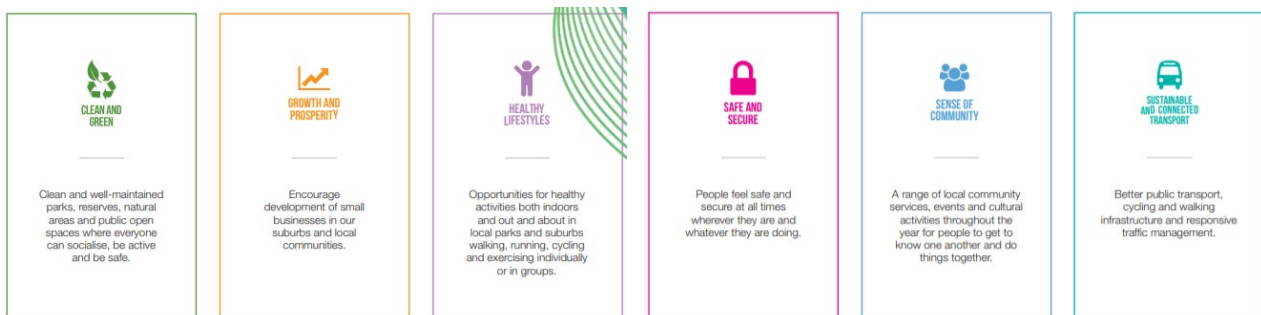
Involving, collaborating and partnering

Integrity

Acting with honesty, openness and with good intent

Caring

Demonstrating empathy, kindness and genuine concern



MAKING A DEPUTATION

A deputation is a verbal presentation by one or more members of the public on a matter to be considered at the Council meeting. Deputations are made at the relevant Agenda Briefing Forum, held one week prior to the Ordinary Meeting of Council.

Information on making a deputation is available on the City's website – [Request to make a Deputation](#)

PUBLIC QUESTION TIME

You can ask a question at a Council meeting during Public Question Time. Information on how to ask a question can be found on the City's website – [Public Question Time](#).

Complex questions or those related to matters on the agenda and requiring a response at the meeting are “questions on notice” and should be submitted in writing, by the close of business the Tuesday prior to the meeting.

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Any statement, comment or decision made at a Council or Committee meeting regarding any application for an approval, consent or licence, including a resolution of approval, is not effective as an approval of any application and must not be relied upon as such.

Any person or entity who has an application before the City must obtain, and should only rely on, written notice of the City's decision and any conditions attaching to the decision, and cannot treat as an approval anything said or done at a Council or Committee meeting.

Any advice provided by an employee of the City on the operation of written law, or the performance of a function by the City, is provided in the capacity of an employee, and to the best of that person's knowledge and ability. It does not constitute, and should not be relied upon, as a legal advice or representation by the City. Any advice on a matter of law, or anything sought to be relied upon as representation by the City should be sought in writing and should make clear the purpose of the request.

Audio Recording/ access to Recording

In accordance with the Council Policy CP- 088 Creation, Access and Retention of Audio Recordings of the Public Meetings this meeting is electronically recorded. All recordings are retained as part of the City's records in accordance with the State Records Act 2000 and the General Disposal Authority for Local Government Records. The Audio recording may be accessed at www.melvillecity.com.au/agendas.

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Nil.

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MOTIONS

With Previous Notice

Nil.

Without Previous Notice

Nil.

MATTERS FOR WHICH THE MEETING WAS CLOSED

Nil.

1 OFFICIAL OPENING

The Presiding Member welcomed those in attendance to the meeting and officially declared the meeting open at 5:30pm and invited Cr Mair to read the Acknowledgement of Country and advised those present of the Disclaimer, the Affirmation of Civic Duty and Responsibility and the Audio Recording Advice.

2 ATTENDANCE AND APOLOGIES

In Attendance

Mayor Hon. George Gear

Councillors

Cr T Fitzgerald (Deputy Mayor)
Cr K Wheatland
Cr N Pazolli
Cr C Ross
Cr D Macphail (*from 5:39pm*)
Cr N Robins (*from 5:35pm*)
Cr G Barber
Cr J Edinger
Cr J Spanbroek
Cr M Woodall
Cr M Sandford
Cr K Mair

Ward

Palmyra – Melville – Willagee
Palmyra – Melville – Willagee
Applecross – Mount Pleasant
Applecross – Mount Pleasant
Bateman – Kardinya – Murdoch
Bateman – Kardinya – Murdoch
Bicton-Attadale-Alfred Cove Ward
Bicton – Attadale – Alfred Cove
Bull Creek – Leeming
Bull Creek – Leeming
Central
Central

Officers

Ms G Bowman	A/Chief Executive Officer
Mr M McCarthy	Director Environment and Infrastructure
Ms C Newman	Head of Governance
Ms R Davis	Governance Officer

At the commencement of the meeting:

Public Gallery	2
Electronic	0
Press	0

Apologies

Mr M Tieleman	Chief Executive Officer
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On Approved Leave of Absence

Nil.

3 DECLARATIONS BY MEMBERS

3.1 Declarations by Members who have not read and given due consideration to all matters contained in the business papers presented before the Meeting.

Nil.

3.2 Declarations by Members who have received and not read the Elected Members Bulletin.

Nil.

4 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

Nil.

5 DISCLOSURES OF INTEREST

5.1 Financial or Proximity Interests

Under sections 5.60A and/or 5.60B of the *Local Government Act 1995*

Nil.

5.2 Disclosure of Interest That May Cause a Conflict

Under *22 Local Government (Model Code of Conduct) Regulations 2021* or a City of Melville Code of Conduct)

Nil.

6 PUBLIC QUESTION TIME

At 5:33pm the Mayor opened Public Question Time.

No Public Questions were received.

At 5:33pm closed Public Question Time.

7 AWARDS AND PRESENTATIONS

Nil.

8 APPLICATIONS FOR NEW LEAVES OF ABSENCE

Nil.

9 NEW BUSINESS OF AN URGENT NATURE

Nil.

10 IDENTIFICATION OF MATTERS FOR WHICH MEETING MAY BE CLOSED

Nil.

11 REPORTS

11.1 Election of Deputy Mayor

At the Ordinary Meeting of Council held 15 November 2022, due to an equality of votes the election of the Deputy Mayor was adjourned to a Special Meeting to be held for that purpose.

Acknowledging that the provisions of the *Local Government Act 1995* allow the person elected to the office of Deputy Mayor occupy the position for a period of twenty-four (24) months, City of Melville Elected Members have previously indicated their desire to elect the Deputy Mayor for a period of only twelve (12) months to give as many Councillors as possible exposure to and experience that this role provides. Past protocol has established that Candidates after 12 months stand down (resign) from the position and allow another ballot to be conducted in October 2021.

At 5:34pm the Mayor advised that nominations had been received for the Office of Deputy Mayor from:

- Cr Katy Mair
- Cr Tomas Fitzgerald
- Cr Glynis Barber

and invited further nominations for the office of Deputy Mayor.

Nominations were received from:

- Cr Ross

The Mayor closed the nomination process at 5:34pm and gave each of the candidates the opportunity to make a brief presentation to the meeting.

At 5:34pm Cr Mair commenced a short presentation, which concluded at 5:36pm.

At 5:35pm Cr Robins entered the meeting.

At 5:36pm Cr Barber commenced a short presentation, which concluded at 5:39pm.

At 5:39pm Cr Macphail entered the meeting.

At 5:39pm Cr Ross commenced a short presentation, which concluded at 5:41pm.

At 5:41pm Cr Fitzgerald commenced a short presentation, which concluded at 5:43pm.

11.1 Election of Deputy Mayor, continued.

At the request of the Mayor, the Acting Chief Executive Officer conducted an Election by secret ballot, in accordance with the provisions of the *Local Government Act 1995*.

At 5:46pm Cr Fitzgerald was declared Deputy Mayor from November 2022 to October 2023.

DECLARATION

The Mayor requested the newly elected Deputy Mayor to make the **DECLARATION OF OFFICE**, in accordance with Section 2.29 of the *Local Government Act 1995*, which was duly signed by the Deputy Mayor and the Mayor.

12 MOTIONS WITH PREVIOUS NOTICE

Nil.

13 MOTIONS WITHOUT PREVIOUS NOTICE (approval by absolute majority)

Nil.

14 MATTERS FOR WHICH MEETING WAS CLOSED TO THE PUBLIC

Nil.

15 DECISIONS MADE WHILE MEETING WAS CLOSED TO THE PUBLIC

Nil.

16 CLOSURE

There being no further business to discuss, the Mayor closed the meeting at 5:48pm.