

MINUTES

OF THE

SPECIAL MEETING OF ELECTORS

HELD IN THE

CONFERENCE ROOM, MELVILLE CIVIC CENTRE

AT 8.30PM ON

MONDAY

23 JANUARY 2017



MINUTES OF THE SPECIAL MEETING OF ELECTORS HELD IN THE CONFERENCE ROOM, MELVILLE CIVIC CENTRE, 10 ALMONDBURY ROAD, BOORAGOON, COMMENCING AT 9.38 PM ON MONDAY 23 JANUARY 2017.

1. PRESENT

His Worship the Mayor, Russell Aubrey

COUNCILLORS

Cr R Aubrey (Deputy Mayor)
Cr D Macphail
Cr N Pazolli, Cr C Schuster
Cr J Barton, Cr G Wieland
Cr C Robartson, Cr M Woodall
Cr P Phelan
Cr N Foxton, Cr T Barling

WARD

City
City
Applecross/Mount Pleasant
Bicton/Attadale
Bull Creek/Leeming
Palmyra/Melville/Willagee
University

2. IN ATTENDANCE

Dr S Silcox
Mr M Tieleman
Ms C Young
Mr L Hitchcock
Mr S Cope
Mr J Clark
Ms C Newman
Mr N Fimmano
Ms S Williams
Ms L Hartill
Ms M Piasecka

Chief Executive Officer
Director Corporate Services
Director Community Services
A/Director Technical Services
Director Urban Planning
A/Executive Manager Legal Services
Executive Support/ Governance Officer
Governance and Property Officer
Administration Officer - Specialist
Manager Neighbourhood Development
Coordinator Stakeholder Engagement

At the commencement of the meeting there were 104 Electors of the City of Melville and no members of the press in attendance.

3. APOLOGIES

Nil.

4. LEAVE OF ABSENCE

Cr L O'Malley Palmyra/Melville/Willagee

5. INTRODUCTION OF ELECTED MEMBERS AND OFFICERS

His Worship the Mayor, R Aubrey, advised that the meeting was attended by Elected Members and Senior Staff.

6. DECLARATIONS OF INTEREST**6.1 FINANCIAL INTERESTS**

Nil.

6.2 DISCLOSURE OF INTEREST THAT MAY CAUSE A CONFLICT

Nil.

7. BUSINESS

7.1 NOTICE OF SPECIAL MEETING OF ELECTORS

The following Notice of Meeting was advertised in the West Australian Newspaper on Friday 6 January 2017 and the Melville Times Community Newspaper on Tuesday, 10 January 2017 in addition to being displayed on public notice boards at all the City of Melville libraries and the Civic Centre. The notice read:

“Special Meeting of Electors

Monday, 23 January 2017

A Special Meeting of Electors of the City of Melville will be held at the Civic Centre, 10 Almondbury Road, Booragoon **commencing 8.30pm** on Monday 23 January 2017 to consider a request signed by 136 electors to discuss -

The procedures that the City of Melville should put in place at General and Special Meetings of Electors to ensure, as required under Standing Orders, that persons who are not Electors do not vote.

Should you require further information, please contact Corporate Support on 9364 0607.

Electors and Ratepayers of the City are welcome to attend. The Council Meeting Schedule, Agendas and Minutes of all meetings are available at www.melvillecity.com.au

**Dr Shayne Silcox
Chief Executive Officer”**

His Worship the Mayor read out the Manner of Conduct of the Meeting

7.2 MANNER OF CONDUCT OF THE MEETING

1. It is a requirement to advise that in the event of an emergency, everyone should take direction from officers who will guide you to the exit points of the building.
2. Toilets are located immediately before the entry to the Council Chambers.
3. All present are required to sign the attendance register at the entry to the Conference Room.
4. Each person who participates in a vote or speaks must be an Elector of the City of Melville.
5. The proceedings are being taped for the purpose of production of the minutes and speakers are requested to use the microphones each time they speak.

The Minutes will include a summary of any questions asked and a summary of the response provided.

6. No other audio or visual recording is to be undertaken without the permission of the Presiding Member.
7. Speakers are asked to clearly give their name and address each time they speak.
8. Upon a motion being proposed, each speaker is to address the Chair.
9. Only Electors of the City of Melville may move or second a motion.
10. All addresses are to be limited to a maximum of five (5) minutes. Extension of time is permissible only with the agreement of a simple majority of Electors present (*Local Government (Administration) Regulations 1996 Regulation 17*)
11. No persons are to use offensive or objectionable expressions in reference to any Member, employee of the Council, or any other person (8.3 of Standing Orders).
12. All Elected Members and Directors attend this meeting to observe the proceedings and hear comments from Electors. All questions and comments should be directed to the Mayor who may invite a response from the Chief Executive Officer, Presiding Members of Committees, Directors or Elected Members.

8. PRESENTATIONS

Nil.

9. QUESTIONS

At 9:39pm the Mayor called for questions from the meeting attendees.

9.1 Mr R Pride, Applecross

Question

Requested information on the background and the purpose of the meeting?

Response

A request, signed by the required number of electors, had been received from the community for a meeting to consider the procedures that the City of Melville should put in place for General and Special Meetings of Electors to ensure, as required under Standing Orders, that persons who are not electors do not vote.

9.2 Mr A Bellotti, Attadale

Question

How has it been that the City of Melville does not have the relevant procedures in place to ensure the Standing Orders are followed?

Response

The City of Melville does have procedures in place for the conduct of meetings such as these. A request was received in accordance with Reg 16 of the *Local Government (Administration) Regulations 1996* from the community that a Special Electors Meeting be held to discuss this matter. The City does not have the ability to change the purpose of the meeting requested in this manner.

The meeting is being held not because the City does not have procedures in place, it is because there was a request from the community that a meeting be held to discuss the matter.

MOTION MR D MAYNIER, ATTADALE

At 9.42pm moved Mr D Maynier of Attadale, seconded Ms J Hackett, Applecross

Motion 1

That the City of Melville Council direct the CEO to put in place a procedure to identify attendees at General and Special Meetings of Electors to ensure that only those persons who are eligible to vote can do so and that those who are not electors do not vote. Such a procedure should involve, where legal, the attendee providing proof of identity and residence before being issued with a suitable voting card, and only votes made with voting cards being counted.

9.3 Mr R Kronberger, Applecross

Question

If this motion is passed, will the Council do anything about it?

Response

If the motion is passed, the matter will be will be presented to the Council for consideration and resolution.

Question

If the matter is to be considered by Council, will it obtain a legal opinion on whether obtaining identification is legal?

Response

Advice received from the Department of Local Government is that the head of power for local authorities is the *Local Government Act 1995*. There is no provision in the *Local Government Act 1995* for any person to prove identification.

AMENDMENT MS D SHERWOOD, PALMYRA

At 9.58pm moved Ms D Sherwood of Palmyra, seconded

Amendment 1

That the motion be amended by deleting the following words:

“Such a procedure should involve, where legal, the attendee providing proof of identity and residence before being issued with a suitable voting card, and only votes made with voting cards being counted.”

THE AMENDMENT LAPSED FOR WANT OF A SECONDER

LAPSED

PROCEDURAL MOTION MR G GEAR, ALFRED COVE

At 10.02pm moved Mr G Gear of Alfred Cove, seconded Mr T Lubin, Alfred Cove

Motion 2

That the motion be put.

At 10.02pm the motion was declared

CARRIED

Motion 1

That the City of Melville Council direct the CEO to put in place a procedure to identify attendees at General and Special Meetings of Electors to ensure that only those persons who are eligible to vote can do so and that those who are not electors do not vote. Such a procedure should involve, where legal, the attendee providing proof of identity and residence before being issued with a suitable voting card, and only votes made with voting cards being counted.

At 10.04pm the motion was declared

CARRIED

10. CLOSURE

There being no further business, His Worship the Mayor, R Aubrey, declared the Meeting closed at 10.05pm.