



UNCONFIRMED MINUTES

“WITHOUT PREJUDICE”

Minutes are provided on the strict understanding that all terms whether deemed expressed or implied do not purport to record the proceedings of Council until confirmed by resolution of Council.

Town of Port Hedland

MINUTES

OF THE

SPECIAL MEETING

OF THE TOWN OF PORT HEDLAND COUNCIL

HELD ON

MONDAY 17 OCTOBER 2011

AT 5:30 PM

IN COUNCIL CHAMBERS

McGREGOR STREET, PORT HEDLAND

Purpose of Meeting: To swear in new Councillors; and
To elect the Deputy Mayor.

DISCLAIMER

No responsibility whatsoever is implied or accepted by the Town of Port Hedland for any act, omission, statement or intimation occurring during Council Meetings. The Town of Port Hedland disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission, and statement of intimation occurring during Council Meetings.

Any person or legal entity that acts or fails to act in reliance upon any statement, act or omission occurring in a Council Meeting does so at their own risk. The Town of Port Hedland advises that any person or legal entity should only rely on formal confirmation or notification of Council resolutions

Paul Martin
Chief Executive Officer

OUR COMMITMENT

To enhance social, environmental and economic well-being through leadership and working in partnership with the Community.

ITEM 1	OPENING OF MEETING	4
1.1	SWEARING IN CEREMONY (FILE NO.: COU-008).....	4
1.2	OPENING	4
1.3	ELECTION OF THE DEPUTY MAYOR (FILE NO.: ADM-035).....	4
ITEM 2	RECORDING OF ATTENDANCE AND APOLOGIES	6
2.1	ATTENDANCE	6
2.2	APOLOGIES.....	6
2.3	LEAVE OF ABSENCE.....	6
ITEM 3	PUBLIC TIME	7
3.1	PUBLIC QUESTION TIME	7
3.2	PUBLIC STATEMENT TIME	7
3.2.1	<i>Mr Robert Fry</i>	7
ITEM 4	QUESTIONS FROM MEMBERS WITHOUT NOTICE.....	7
ITEM 5	CLOSURE	7

NOTE: Prior to the commencement of the meeting, the Chief Executive Officer conducted roll call and verified that the Justice of the Peace and all relevant Councillors-elect were in attendance.

ITEM 1 OPENING OF MEETING**1.1 Swearing in Ceremony (File No.: COU-008)**

Robert Fry, JP officiated the swearing in to office of four (4) Councillors elected for a four (4) year term.

5:34pm The following Councillors-elect took the Declaration of Office pursuant to section 2.29 of *the Local Government Act 1995*:

DACCACHE, George J
HUNT, Julie E
JACOB, Gloria A
MARTIN, Stan R

The Mayor then extended her congratulations to the re-elected Councillors G J Daccache and S R Martin and welcomed newly elected Councillors G A Jacob and J E Hunt to the Council.

1.2 Opening

The Mayor declared the meeting open at 5:40pm and acknowledged the traditional owners, the Kariyarra people.

1.3 Election of the Deputy Mayor (File No.: ADM-035)

Section 2.15 and Schedule 2.3 of the *Local Government Act 1995* (Act) requires that the first item of business at the meeting of the Council following the local government elections is to be the appointment of Deputy Mayor.

The appointment is for a two year term, with the position being considered following every ordinary election. Should there be more than one nomination, it will be necessary for a secret ballot to be held to elect a member to the position in accordance with the *Local Government Act 1995*.

Under Schedule 2.3, Part 8 of the *Local Government Act 1995*, the procedure for electing the Deputy Mayor is as follows:-

- (1) The council is to elect a Councillor (other than the Mayor) to fill the office.
- (2) The election is to be conducted in accordance with the procedure prescribed, by the Mayor, or if he or she is not present, by the Chief Executive Officer.

- (3) Nominations for the office are to be given to the person conducting the election in writing, before the meeting or during the meeting before the close of nominations.
- (3a) Nominations close at the meeting at a time announced by the person conducting the election, which is to be a sufficient time after the announcement by that person that nominations are about to close to allow for any nominations made to be dealt with.
- (4) If a Councillor is nominated by another Councillor the person conducting the election is not to accept the nomination unless the nominee has advised the person conducting the election, orally or in writing, that he or she is willing to be nominated for the office.
- (5) The council members are to vote on the matter by secret ballot as if they were electors voting at an election.
- (6) Subject to clause 9(1) the votes cast under subclause (5) are to be counted, and the successful candidate determined, in accordance with Schedule 4.1 as if those votes were votes cast at an election.
- (7) As soon as is practicable after the result of the election is known, the Chief Executive Officer is to declare and give notice of the result in accordance with regulations, if any.

Votes may be cast a second time

- (1) If, when the votes cast under clause 8(5) are counted, there is an equality of votes between 2 or more candidates who are the only candidates in, or remaining in, the count, the count is to be discontinued and, not more than 7 days later, a special meeting of the council is to be held.
- (2) Any nomination for the office may be withdrawn, and further nominations may be made, before or when the special meeting is held.
- (3) When the special meeting is held the council members are to vote again on the matter by secret ballot as if they were voting at an election.
- (4) The votes cast under subclause (3) are to be counted, and the successful candidate determined, under Schedule 4.1 as if those votes were votes cast at an election.

5:40pm The Mayor advised that the following written nominations for the office of Deputy Mayor had been received:

Cr G J Daccache nominated himself
Cr J M Gillingham nominated by Cr A A Carter

There being more than one nomination, the Mayor advised that a secret ballot would be conducted.

5:42pm After counting the ballot papers, the Chief Executive Officer advised that the following votes were received:

Cr G J Daccache – five votes
Cr J M Gillingham – four votes

The Chief Executive Officer in the presence of the Manager Organisational Development determined that Cr G J Daccache received a majority of votes. Cr G J Daccache was therefore elected to the position of Deputy Mayor.

5:44pm Cr G J Daccache took the Declaration of Office pursuant to section 2.29 of the *Local Government Act 1995*.

ITEM 2 RECORDING OF ATTENDANCE AND APOLOGIES

2.1 Attendance

Mayor Kelly A Howlett
Councillor George J Daccache
Councillor Arnold A Carter
Councillor Michael (Bill) Dziombak
Councillor Jan M Gillingham
Councillor David W Hooper
Councillor Gloria A Jacob
Councillor Julie E Hunt
Councillor Stan R Martin

Mr Paul Martin	Chief Executive Officer
Ms Natalie Octoman	Director Corporate Services
Mr Russell Dyer	Director Engineering Services
Mr Eber Butron	Director Planning & Development
Mr Gordon Macmile	Director Community Development
Ms Debra Summers	Manager Organisational Development
Mr Ayden Férdeline	Administration Officer Governance
Ms Nur-Indah Halik	Publicity Officer

Members of the Public	11
Members of the Media	1
Members of Staff	1

2.2 Apologies

Nil

2.3 Leave of Absence

Nil

ITEM 3 PUBLIC TIME

5:44pm Mayor opened Public Question Time

3.1 Public Question Time

5:44pm Mayor closed Public Question Time

5:44pm Mayor opened Public Statement Time

3.2 Public Statement Time

3.2.1 *Mr Robert Fry*

On behalf of the residents of Port Hedland, I wish to congratulate all those persons appointed to office tonight, and wish you all the best for the next four years while you serve the community.

5:47pm Mayor closed Public Statement Time

ITEM 4 QUESTIONS FROM MEMBERS WITHOUT NOTICE

ITEM 5 CLOSURE

The Mayor declared the meeting closed at 5:48pm.

Declaration of Confirmation of Minutes

I certify that these Minutes were confirmed by the Council at its Ordinary Meeting of _____ 2011.

CONFIRMATION:

MAYOR

DATE