

MINUTES of the Statutory Meeting of the Horsham Rural City Council, held in the Council Chamber, Civic Centre, Horsham at 5.30pm on Thursday 7 November 2019

Order of Business

PRESENT

Cr Pam Clarke, Cr David Grimble, Cr Alethea Gulvin, Cr Josh Koenig, Cr Les Power, Cr Mark Radford

ALSO IN ATTENDANCE

Sunil Bhalla, Chief Executive Officer; Graeme Harrison, Director Corporate Services; John Martin, Director Infrastructure Services; Angela Murphy, Director Development Services; Kevin O'Brien, Director Community Wellbeing; Sue Frankham, Governance Officer; Diana McDonald, Co-ordinator Governance.

1. PRAYER

The Chief Executive Officer, Sunil Bhalla recited the following pledge on behalf of all Councillors:

Almighty God, we pledge ourselves to work in harmony for, the social, cultural and economic well-being of our Rural City. Help us to be wise in our deliberations and fair in our actions, so that prosperity and happiness shall be the lot of our people. AMEN

2. ACKNOWLEDGEMENT OF COUNTRY STATEMENT

The Chief Executive Officer, Sunil Bhalla read the following Acknowledgement of Country Statement:

The Horsham Rural City Council acknowledges the five Traditional Owner groups of this land; the Wotjobaluk, Wergaia, Jupagalk, Jaadwa and Jadawadjali people. We recognise the important and ongoing place that all Indigenous people hold in our community.

We pay our respects to the Elders, both past and present, and commit to working together in the spirit of mutual understanding and respect for the benefit of the broader community and future generations.

3. OPENING AND WELCOME

The Chief Executive Officer, Sunil Bhalla formally welcomed the Councillors and all present in the Public Gallery. Mr Bhalla advised the public that the Council meeting will be recorded to maintain an audio archive.

4. APOLOGIES

An apology was received from Cr John Robinson.

Council Resolution

MOVED Cr Pam Clarke, Seconded Cr Mark Radford

That the apology be accepted.

CARRIED

5. CONFLICTS OF INTEREST

Nil

6. OFFICERS REPORTS

6.1 ELECTION OF TEMPORARY CHAIRPERSON

Author's Name:	Diana McDonald	Director:	Graeme Harrison
Author's Title:	Co-ordinator Governance	Directorate:	Corporate Services
Department:	Governance and Information	File Number:	F19/A05/000001

Officer Direct or indirect Conflict of Interest

In accordance with *Local Government Act 1989* – Section 80C:

Yes No

Reason: Nil

Status

Information classified confidential in accordance with *Local Government Act 1989* – Section 77(2)(c):

Yes No

Reason: Nil

Appendix

Nil

Purpose

To elect a temporary chairperson for this Special Council Meeting.

Summary

The Chief Executive Officer will call for nominations for a temporary chairperson.

Recommendation

That Council elect Cr _____ as temporary chairperson for this Special Council Meeting.

Council Resolution

MOVED Cr Josh Koenig, Seconded Cr Les Power

That Council elect Cr Pam Clarke as temporary chairperson for this Statutory Council meeting.

CARRIED

The temporary chair, Cr Clarke assumed the chair.

6.2 ADDRESS BY THE OUTGOING MAYOR

Council Resolution

MOVED Cr David Grimble, seconded Cr Les Power

That we invite outgoing Mayor, Cr Mark Radford, to address the Council on his concluding term.

CARRIED

The outgoing Mayor, Cr Mark Radford, addressed the meeting.

Council Resolution

MOVED Cr Alethea Gulvin, seconded Cr Josh Koenig

That Council receive and note the address by Cr Mark Radford, the outgoing Mayor.

CARRIED

6.3 TERM OF THE MAYOR

Author's Name:	Diana McDonald	Director:	Graeme Harrison
Author's Title:	Co-ordinator Governance	Directorate:	Corporate Services
Department:	Governance and Information	File Number:	F19/A05/000001

Officer Direct or indirect Conflict of Interest

In accordance with *Local Government Act 1989* – Section 80C:

Yes No

Reason: Nil

Status

Information classified confidential in accordance with *Local Government Act 1989* – Section 77(2)(c):

Yes No

Reason: Nil

Appendix

Nil

Purpose

To determine the term of the next Mayor for the Horsham Rural City Council.

Summary

Council may resolve to elect the Mayor for a term of one or two years. This decision must be made before the Mayor is elected [*Local Government Act 1989, section 71(2)*]. If no decision is made, the term of the Mayor will remain as one year.

The requirements for election of the Mayor of the Council and the term for which the Mayor is elected is set out in the *Local Government Act 1989, section 71*, as follows:

- (1) At a meeting of the Council that is open to the public, the Councillors must elect a Councillor to be the Mayor of the Council.
- (2) Before a Mayor is elected under this section, the Council may resolve to elect a Mayor for a term of 2 years.
- (3) The Mayor is to be elected –
 - (a) after the fourth Saturday in October but not later than 30 November in each year; or
 - (ab) if under subsection (2), the Mayor is elected for a term of 2 years, the next election of Mayor is 2 years after the fourth Saturday in October but not later than 30 November in the second year after the election; or
 - (b) as soon as possible after any vacancy in the office of Mayor occurs.

As there is only one year left in current Council term, the Mayor can be elected only for one year.

Recommendation

That Council elect the Mayor for a term of one year.

Council Resolution

MOVED Cr David Grimble, Seconded Cr Josh Koenig

That Council elect the Mayor for a term of one year until 6am, 24 October 2020.

CARRIED

6.4 ELECTION OF THE MAYOR

Author's Name:	Diana McDonald	Director:	Graeme Harrison
Author's Title:	Co-ordinator Governance	Directorate:	Corporate Services
Department:	Governance and Information	File Number:	F19/A05/000001

Officer Direct or indirect Conflict of Interest

In accordance with *Local Government Act 1989* – Section 80C:

Yes No

Reason: Nil

Status

Information classified confidential in accordance with *Local Government Act 1989* – Section 77(2)(c):

Yes No

Reason: Nil

Appendix

Nil

Purpose

To elect a Mayor for the Horsham Rural City Council.

Summary

Council may resolve to elect the Mayor for a term of one or two years. This decision must be made before the Mayor is elected [*Local Government Act 1989, section 71(2)*]. If no decision is made, the term of the Mayor will remain as one year.

The requirements for election of the Mayor of the Council and the term for which the Mayor is elected is set out in the *Local Government Act 1989, section 71*, as follows:

- (1) At a meeting of the Council that is open to the public, the Councillors must elect a Councillor to be the Mayor of the Council.
- (2) Before a Mayor is elected under this section, the Council may resolve to elect a Mayor for a term of 2 years.
- (3) The Mayor is to be elected –
 - (a) after the fourth Saturday in October but not later than 30 November in each year; or
 - (ab) if under subsection (2), the Mayor is elected for a term of 2 years, the next election of Mayor is 2 years after the fourth Saturday in October but not later than 30 November in the second year after the election; or
 - (c) as soon as possible after any vacancy in the office of Mayor occurs.
- (4) The election of a Mayor after the period specified in this section does not invalidate the election.
- (5) Repealed.
- (6) The mayor of a Shire Council may be titled the President.
- (7) Any reference to Mayor includes a reference to Lord Mayor or President as the case may be.

Section 90 (ca) of the *Local Government Act 1989* states that “voting at a meeting that is open to members of the public must not be in secret”.

Accordingly, the election of the Mayor must not be done by secret ballot and will be done by show of hands.

The Chair will then call for nominations for Mayor for the ensuing 12 or 24 months as determined by separate resolution.

Recommendation

That Council duly elect Cr _____ to be the Mayor of the Horsham Rural City Council for the agreed term.

Mayoral Nomination

Cr Alethea Gulvin nominated Cr Mark Radford to be the Mayor of the Horsham Rural City Council for the agreed term. Cr Radford accepted the nomination.

As Cr Radford was the only nominee, he was duly elected Mayor of the Horsham Rural City Council for the agreed term.

Cr Pam Clarke presented the Mayor, Cr Mark Radford with the gavel and Mayoral Chain of Office and wished him a very happy term in Office.

Cr Clarke expressed the hope that there will never be wanting people of sound judgement and learning, ready to undertake the work of local government as a vocation and that mutual service may unite all people of this municipality to work together for the common good.

Cr Clarke returned to the Council table.

6.5 ADDRESS BY THE INCOMING MAYOR

Author's Name:	Diana McDonald	Director:	Graeme Harrison
Author's Title:	Co-ordinator Governance	Directorate:	Corporate Services
Department:	Governance and Information	File Number:	F19/A05/000001

Officer Direct or indirect Conflict of Interest

In accordance with *Local Government Act 1989* – Section 80C:

Yes No

Reason: Nil

Status

Information classified confidential in accordance with *Local Government Act 1989* – Section 77(2)(c):

Yes No

Reason: Nil

Appendix

Nil

Purpose

For the incoming Mayor to address the meeting.

Summary

The incoming Mayor will address the meeting.

Recommendation

That Council receive and note the incoming Mayor's address.

Council Resolution

MOVED Cr Les Power, Seconded Cr Josh Koenig

That Council receive and note the incoming Mayor's address.

CARRIED

The meeting closed at 5.49pm.



The Mayor, Cr Mark Radford
Chairperson