

# Special Council Meeting

## Minutes | 25th January 2024

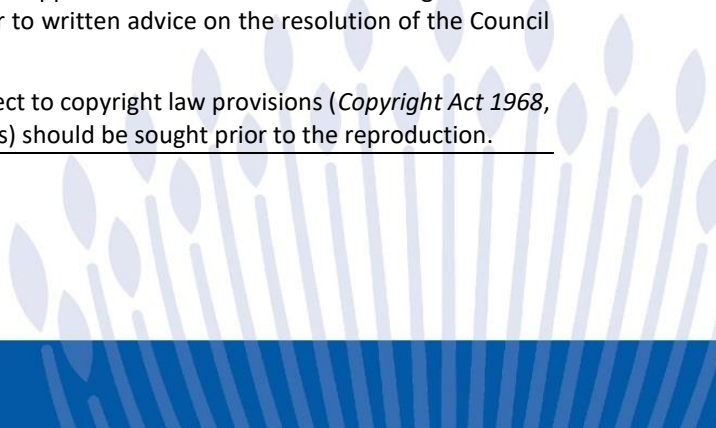
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## SHIRE OF QUAIRADING

The Special Council Meeting minutes of meeting held on 25th January 2024 commencing at 2.30pm.

### ITEM 1 OPENING & ANNOUNCEMENTS

The Shire President opened the Meeting at 2.30 pm.

“Before we start our meeting, I would like to acknowledge that we are meeting on Noongar/Ballardong land. We pay respect to the original custodians of the land...past, present and future. I welcome you all here today for this meeting.”

### ITEM 2 ATTENDANCE AND APOLOGIES

The Chairperson confirmed that Cr Stacey had provide a signed “Attendance by Electronic Means and Declaration” form and that his attendance by electronic means had been approved in accordance with the *Local Government (Administration) Regulations 1996 14C.(2)(b) and 14CA.(5)(6)*.

#### Councillors

Cr JN Haythornthwaite	Shire President	
Cr TJ Stacey	Deputy Shire President	via TEAMS
Cr BR Cowcill		
Cr RC Faltyn		
Cr JC Hayes		
Cr JR Hippisley		
Cr PD Smith		

#### Council Officers

Ms NJ Ness	Chief Executive Officer
Ms T Brown	Executive Manager, Corporate Services
Ms SE Caporn	Executive Manager, Works & Services
Ms J Green	Acting Executive Manager Economic Development
Ms M Haeusler	Executive Officer

#### Observers/Visitor

Nil

#### Apologies

Nil

#### Leave of Absence Previously Granted

Nil

**ITEM 3      DECLARATIONS OF INTEREST**

Cr Peter Smith declared an impartiality interest in relation to item 5.1 – Quairading Medical Practice Contract – Supply of Business - Chair of Selection Panel which interviewed the Doctor(s), recommended employment of the current Doctor.

Ms Natalie Ness declared an impartiality interest in relation to item 5.1 – Quairading Medical Practice Contract – Supply of Business – Member of Selection Panel for the Doctor recruitment, recommended/supported employment of the current Doctor.

**ITEM 4      URGENT COUNCILLOR’S BUSINESS**

Nil

**ITEM 5 CONFIDENTIAL ITEMS**

The Meeting will be closed by Council Resolution to the public under Part 5 Division 2 Section 5.23(2)(a), (c) and (e) of the Local Government Act 1995 as the Items relates to : -

- (a) a matter affecting an employee or employees
- (c) a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting
- (e) a matter that if disclosed, would reveal –
  - (i) a trade secret; or
  - (ii) information that has a commercial value; or
  - (iii) information about the business, professional, commercial or financial affairs of a person

**RESOLUTION: SCM 138-23/24**

Moved: Cr JR Hippisley

Seconded: Cr JC Hayes

That Council close the meeting to the public at 2.33 pm to consider the confidential reports listed below in accordance with Section 5.23(2) of the Local Government Act 1995:

**5.1 Quairading Medical Practice Contract - Supply of Business Agreement**

FOR: Crs JN Haythornthwaite, TJ Stacey, BR Cowcill, RC Faltyn, JC Hayes, JR Hippisley and PD Smith

AGAINST: Nil

**CARRIED 7/0**

**5.1 Quairading Medical Practice Contract - Supply of Business Agreement****MOTION**

Moved: Cr JC Hayes

Seconded: Cr BR Cowcill

That Council endorse the Quairading Medical Centre Agreement - Supply of Business with Great Care Health PTY LTD.

**RESOLUTION: SCM 139-23/24****AMENDMENT**

Moved: Cr PD Smith

Seconded: Cr JR Hippisley

That Council make the following amendment to the Officer Recommendation:

“That Council endorse the Quairading Medical Centre Agreement - Supply of Business with Great Care Health PTY LTD with the inclusion of:

1. A reporting function quarterly to the Shire by the Doctor as representing Great Care Health PTY LTD,
2. An annual review of the Subsidy,
3. Provision of a Locum by Great Care Health PTY LTD for 2-3 days per week during leave of the Doctor, and
4. Legal clarification of the differing notice periods for termination for both parties.”

**FOR:** Crs JN Haythornthwaite, TJ Stacey, BR Cowcill, RC Faltyn, JC Hayes, JR Hippisley and PD Smith

**AGAINST:** Nil

**CARRIED 7/0**

**RESOLUTION: SCM 140-23/24****SUBSTANTIVE MOTION**

Moved: Cr JC Hayes

Seconded: Cr BR Cowcill

That Council endorse the Quairading Medical Centre Agreement - Supply of Business with Great Care Health PTY LTD with the inclusion of:

1. A reporting function quarterly to the Shire by the Doctor as representing Great Care Health PTY LTD,
2. An annual review of the Subsidy,
3. Provision of a Locum by Great Care Health PTY LTD for 2-3 days per week during leave of the Doctor, and
4. Legal clarification of the differing notice periods for termination for both parties.

**FOR:** Crs JN Haythornthwaite, TJ Stacey, BR Cowcill, RC Faltyn, JC Hayes, JR Hippisley and PD Smith

**AGAINST:** Nil

**CARRIED 7/0**

The Officer Recommendation was amended to make the Resolution contingent on the inclusion of changes to the contract based on concerns voiced by Councillors who had not been involved in the contract negotiations. The inclusions are to provide important safeguards for the future.

*The above mentioned report/s were provided to Elected Members under separate cover. The report/s are not for publication.*

**RESOLUTION: SCM 141-23/24**

Moved: Cr JC Hayes  
Seconded: Cr PD Smith

That the meeting be open to members of the public at 3.34 pm.

FOR: Crs JN Haythornthwaite, TJ Stacey, BR Cowcill, RC Faltyn, JC Hayes, JR Hippisley and PD Smith

AGAINST: Nil

**CARRIED 7/0**

**Public Reading of Resolution**

Should there be any members of the public in attendance at the re-opened Meeting, the Shire President is to read aloud the decisions made by Council while the Meeting was closed to the public.

There were no members of the public present and as such no resolution was read.


**ITEM 6 NEXT MEETING DATE**

The next Ordinary Council Meeting is scheduled to take place on Thursday 29th February 2024 commencing at 2.00pm in the Council Chambers, 10 Jennaberring Road, Quairading, WA.

**ITEM 7 CLOSURE**

There being no further business, the Chairperson closed the meeting at 3.35pm.

I certify the minutes of the Special Council Meeting held on 25 January 2024 were confirmed 29 February 2024 as recorded on Resolution No. 143 - 23/24.

Confirmed.....  ..... 29/02/2024