

Please note: These minutes are yet to be confirmed as a true record of proceedings

CITY OF BUSSELTON

MINUTES OF THE BEHAVIOUR COMPLAINTS COMMITTEE MEETING HELD ON 13 APRIL 2022

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MINUTES

MINUTES OF THE BEHAVIOUR COMPLAINTS COMMITTEE HELD IN THE COMMITTEE ROOM, ADMINISTRATION BUILDING, SOUTHERN DRIVE, BUSSELTON, ON 13 APRIL 2022 AT 9.30AM.

1. DECLARATION OF OPENING, ACKNOWLEDGEMENT OF COUNTRY AND ANNOUNCEMENT OF VISITORS

The Presiding Member opened the meeting at 9:35am.

The Presiding Member noted this meeting is held on the lands of the Wadandi people and acknowledged them as Traditional Owners, paying respect to their Elders, past and present, and Aboriginal Elders of other communities who may be present.

2. ATTENDANCE

Presiding Member:

Cr Grant Henley Mayor

Members:

Cr Paul Carter
Cr Ross Paine
Cr Sue Riccelli
Cr Kate Cox
Cr Phill Cronin
Cr Mikayla Love
Cr Jodie Richards
Cr Anne Ryan

Officers:

Mr Tony Nottle, Director, Finance and Corporate Services
Ms Jo Barrett-Lennard, Governance Officer

Apologies:

Nil

3. PUBLIC QUESTION TIME

Nil

4. DISCLOSURE OF INTERESTS

Cr Paine declared an Interest in relation to Item 8.1.

5. CONFIRMATION OF MINUTES**5.1 Minutes of the Behaviour Complaints Committee Meeting held 8 December 2021****COMMITTEE DECISION**

BCC2204/008 Moved Councillor P Carter, seconded Councillor M Love

That the Minutes of the Behaviour Complaints Committee Meeting held 8 December 2021 be confirmed as a true and correct record.

CARRIED 8/1

**FOR: CR HENLEY, CR CARTER, CR RICCELLI, CR COX, CR CRONIN,
CR PAINE, CR LOVE, CR RICHARDS**

AGAINST: CR RYAN

6. REPORTS

Nil

7. GENERAL DISCUSSION ITEMS

Nil

8. CONFIDENTIAL REPORTS

This item is confidential in accordance with section 5.23(2) (b) of the Local Government Act 1995, as it contains information relating to the personal affairs of any person.

The Presiding Member called upon a member to move a motion to close the meeting to the public. The motion was moved and carried.

COMMITTEE DECISION

BCC2204/009 Moved Councillor P Carter, seconded Councillor P Cronin

That the meeting be closed to members of the public to discuss this item which is confidential for the reasons as shown.

CARRIED 9/0

9:39am: At this time, Cr Paine and Ms Barrett-Lennard left the meeting.

9:41am: At this time, the Committee moved into a closed session.

8.1 Complaint 001/2022

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| STRATEGIC THEME | LEADERSHIP - A Council that connects with the community and is accountable in its decision making. |
| STRATEGIC PRIORITY | 4.2 Deliver governance systems that facilitate open, ethical and transparent decision making. |
| SUBJECT INDEX | Code of Conduct Complaints |
| BUSINESS UNIT | Finance and Corporate Services |
| REPORTING OFFICER | Director Finance and Corporate Services - Tony Nottle |
| AUTHORISING OFFICER | Chief Executive Officer - Mike Archer |
| NATURE OF DECISION | Executive: Substantial direction setting, including adopting budgets, strategies, plans and policies (excluding local planning policies); funding, donations and sponsorships; reviewing committee recommendations |
| VOTING REQUIREMENT | Absolute Majority |
| ATTACHMENTS | Attachment A Published Under Separate Cover Confidential Elected Members Code of Conduct |
| | Attachment B Published Under Separate Cover Confidential Council Policy - Management of Complaints of Alleged Breaches of Behaviour |
| | Attachment C Published Under Separate Cover Confidential Independent Investigator Report - Complaint 001/2022 |
| | Attachment D Published Under Separate Cover Confidential Complaint 2022/001 - Form |
| | Attachment E Published Under Separate Cover Confidential Cr Response to Complaint 2022/001 |
| | Attachment F Published Under Separate Cover Committee Decision |

COMMITTEE DECISION

BCC2204/010 Moved Councillor P Carter, seconded Councillor P Cronin

That the Committee under delegation resolve an alternative to the officer recommendation as per the recommendation in confidential Attachment F.

CARRIED 8/0

Reasons: The Committee resolved to endorse the findings of the independent investigator within Attachment C as it adequately provided reasoning as to the alternative finding.

OFFICER RECOMMENDATION

That the Committee endorse the confidential officer recommendation contained in the Officer Comment section of this report.

The Presiding Member called on a member to move a motion to re-open the meeting to the public. The motion was moved and carried.

COMMITTEE DECISION

BCC2204/011 Moved Councillor P Carter, seconded Councillor P Cronin

That the meeting be re-opened to the members of the public.

CARRIED 8/0

10:37am: At this time, the meeting was re-opened to members of the public.

10:37am: At this time, Cr Paine and Ms Barrett-Lennard re-entered the meeting.

9. NEXT MEETING DATE

TBC

10. CLOSURE

The meeting closed at 10:38am.

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| THESE MINUTES CONSISTING OF PAGES 1 TO 6 WERE CONFIRMED AS A TRUE AND CORRECT RECORD ON DATE: _____ PRESIDING MEMBER: _____ |
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