

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 22 JUNE 2022

TABLE OF CONTENTS

ITEM NO.	SUBJECT	PAGE NO.
1.	DECLARATION OF OPENING, ACKNOWLEDGEMENT OF COUNTRY AND ANNOUNCEMENT OF VISITORS	2
2.	ATTENDANCE	2
3.	PUBLIC QUESTION TIME.....	2
4.	DISCLOSURE OF INTERESTS	2
5.	CONFIRMATION OF MINUTES	3
	5.1 Minutes of the Behaviour Complaints Committee Meeting held 25 May 2022	3
6.	REPORTS	3
7.	GENERAL DISCUSSION ITEMS	3
8.	CONFIDENTIAL REPORTS	4
	8.1 COMPLAINT 003/2022	5
9.	NEXT MEETING DATE	6
10.	CLOSURE	7

MINUTES

MINUTES OF THE BEHAVIOUR COMPLAINTS COMMITTEE HELD IN THE COMMITTEE ROOM, ADMINISTRATION BUILDING, SOUTHERN DRIVE, BUSSELTON, ON 22 JUNE 2022 AT 9.00AM.

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

The Presiding Member opened the meeting at 9:12am.

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 Mikayla Love

Cr Jodie Richards

Cr Anne Ryan

Cr Sue Riccelli (*from reconvening at 2pm only*)

Cr Ross Paine (*from reconvening at 2pm only*)

Officers:

Mr Tony Nottle, Acting Chief Executive Officer

Ms Sarah Pierson, Manager Governance and Corporate Services

Ms Jo Barrett-Lennard, Governance Officer

Apologies:

Cr Kate Cox

Cr Phill Cronin

Cr Sue Riccelli (*from 9:12am to adjournment*)

Cr Ross Paine (*from 9:12am to adjournment*)

3. PUBLIC QUESTION TIME

Nil

4. DISCLOSURE OF INTERESTS

Cr Ryan declared an Interest in item 8.1.

Cr Paine declared an Interest in item 8.1.

5. CONFIRMATION OF MINUTES5.1 Minutes of the Behaviour Complaints Committee Meeting held 25 May 2022**COMMITTEE DECISION**

BCC2206/026 Moved Councillor M Love, seconded Councillor J Richards

That the Minutes of the Behaviour Complaints Committee Meeting held 25 May 2022 be confirmed as a true and correct record.

CARRIED 5/0

6. REPORTS

Nil

7. GENERAL DISCUSSION ITEMS

Nil

8. CONFIDENTIAL REPORTS

- 9:14am: At this time, Cr Ryan left the meeting in accordance with Delegation 'DA 11-03 Behaviour Complaints Committee'.
- 9:14am: Due to failure to maintain a quorum, the Presiding Member suspended the meeting in accordance with clause 14.2(a) of the City of Busselton *Standing Orders Local Law 2018*.
- 9:21am: At this time, Cr Richards left the meeting.
- 9:25am: At this time, Cr Carter left the meeting.
- 9:26am: At this time, Cr Carter re-entered the meeting.
- 9:29am: At this time, the Presiding Member adjourned the meeting until 2pm in accordance with clause 14.2 (b) of the City of Busselton *Standing Orders Local Law 2018*.
- 2:00pm: The meeting was reconvened in the City of Busselton Council Chambers.
- 2:00pm: At this time, Cr Riccelli and Cr Paine entered the meeting; Cr Richards re-entered the meeting.
- 2:03pm: At this time, Cr Paine left the meeting in accordance with Delegation 'DA 11-03 Behaviour Complaints Committee'.

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

BCC2206/027 Moved Councillor J Richards, seconded Councillor P Carter

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

CARRIED 5/0

Reasons: 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.

2:04pm At this time, the Committee moved into a closed session.

8.1 COMPLAINT 003/2022

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	Director Finance and Corporate Services - Tony Nottle
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 Code-of-Conduct-Council-Members-Committee-Members-and-Candidates Attachment B Council Policy 'Management of Complaints of Alleged Breaches of Behaviour' Attachment C Published Under Separate Cover Confidential Independent Investigator Report - Complaint 003/2022 Attachment D Published Under Separate Cover Confidential Complaint of Alleged Breach lodged by Anne Ryan on 07 February 2022 Attachment E Published Under Separate Cover Confidential Respondent Submission received on 17 February 2022

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.

COMMITTEE DECISION

BCC2206/028 Moved Councillor M Love, seconded Councillor P Carter

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

**CARRIED 5/0
BY ABSOLUTE MAJORITY**

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

COMMITTEE DECISION

BCC2206/029 Moved Councillor S Riccelli, seconded Councillor P Carter

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

CARRIED 5/0

2:06pm At this time, the meeting was reopened to the public.

2:06pm At this time, Cr Ryan and Cr Paine re-entered the meeting.

The Presiding Member read out the Committee Decision to the meeting.

9. NEXT MEETING DATE

To be confirmed.

10. CLOSURE

The meeting closed at 2:07pm.

THESE MINUTES CONSISTING OF PAGES 1 TO 7 WERE CONFIRMED AS A TRUE AND CORRECT RECORD ON .

DATE: _____ PRESIDING MEMBER: _____