



# **SPECIAL MEETING**

## **MINUTES**

**30 NOVEMBER 2018**

The resolutions contained within these minutes were confirmed at the Council meeting on 18 December 2018.

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**MINUTES OF THE SPECIAL MEETING HELD AT COUNCIL CHAMBERS, 4 LAGOON PLACE, YEPPON ON FRIDAY, 30 NOVEMBER 2018 COMMENCING AT 8.04AM**

**1 OPENING**

**2 PRESENT**

Members Present:

Mayor, Councillor Bill Ludwig (Chairperson)  
Deputy Mayor, Councillor Nigel Hutton  
Councillor Adam Belot  
Councillor Pat Eastwood  
Councillor Jan Kelly  
Councillor Glenda Mather (arrived 8.08am)  
Councillor Tom Wyatt

In Attendance:

Mrs Chris Murdoch – Chief Executive Officer  
Mrs Andrea Ellis – Chief Financial Officer  
Mr Rod Chapman – Senior Investigations Officer  
Mrs Suzanne Pambid – Governance Officer  
Mrs Lucy Walker – Executive Support Officer

**3 LEAVE OF ABSENCE / APOLOGIES**

Nil

**4 MAYORAL MINUTE**

Nil

**5 DECLARATIONS OF INTEREST IN MATTERS ON THE  
AGENDA**

Nil

**6 BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS**

Nil

**7 PRESENTATION OF PETITIONS**

Nil



**8     AUDIT, RISK AND BUSINESS IMPROVEMENT COMMITTEE  
      REPORTS**

Nil

**9 COUNCILLOR/DELEGATE REPORTS**

Nil

8:13AM Pursuant to section 181 (2) of the *Local Government Act 2009*, the Chair of the Meeting issued an warning that a record of Councillor Glenda Mather's inappropriate conduct be recorded in the Minutes of the Meeting. The warning was issued in respect of item 10.1 - Adoption of Council and Councillor related policies.

8:24AM Pursuant to section 181 (2) of the *Local Government Act 2009*, the Chair of the Meeting issued an order that Councillor Adam Belot remove himself from the Council Chambers for the remainder of the meeting due to inappropriate comments in respect of item 10.1 - Adoption of Council and Councillor related policies.

## 10 REPORTS

### 10.1 ADOPTION OF COUNCIL AND COUNCILLOR RELATED POLICIES

<b>File No:</b>	<b>CM4.7.13</b>
<b>Attachments:</b>	<ol style="list-style-type: none"><li>1. <b>Meeting Procedures Policy</b>⇒</li><li>2. <b>Councillor Interaction with the Organisation Policy</b>⇒</li><li>3. <b>Briefing Sessions Policy</b>⇒</li><li>4. <b>Councillor Complaints Investigation Policy</b>⇒</li></ol>
<b>Responsible Officer:</b>	<b>Rodney Chapman - Coordinator Governance Andrea Ellis - Chief Financial Officer</b>
<b>Author:</b>	<b>Suzanne Pambid - Governance Officer</b>

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#### SUMMARY

*The Draft Meeting Procedures Policy, Councillor Interaction with the Organisation Policy, Briefing Sessions Policy and Councillor Complaints Investigation Policy will be presented for consideration and adoption by Council.*

#### COUNCIL RESOLUTION

THAT Council:

1. Adopt the Meeting Procedures Policy;
2. Adopt the Councillor Interaction with the Organisation Policy;
3. Adopt the Briefing Sessions Policy; and
4. Adopt the Councillor Complaints Investigation Policy.

**Moved by:** Councillor Kelly  
**Seconded by:** Deputy Mayor, Councillor Hutton

**MOTION CARRIED**

#### DIVISION:

Crs N Hutton, J Kelly, B Ludwig and T Wyatt voted in the affirmative.

Crs PE Eastwood and G Mather voted in the negative.

Mayor Ludwig sought leave of the meeting to suspend meeting procedures for morning tea.

**Leave granted.**

Meeting procedures were suspended at 8:32AM.

Meeting procedures resumed at 8:42AM.

8:43AM Mayor Ludwig left the meeting.

8:44AM In accordance with s165(2) of the *Local Government Act 2009* Deputy Mayor, Councillor Nigel Hutton be appointed Chairperson of this Council meeting for the period of the Mayor's absence.

**11 QUESTIONS/STATEMENT/MOTIONS ON NOTICE FROM  
COUNCILLORS**

Nil

**12 URGENT BUSINESS QUESTIONS**

### 13 CLOSED SESSION

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

#### COUNCIL RESOLUTION

**8:44AM**

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

##### 14.1 Executive Contracts

This report is considered confidential in accordance with section 275(1)(a), of the *Local Government Regulation 2012*, as it contains information relating to the appointment, dismissal or discipline of employees.

**Moved by:** Councillor Kelly  
**Seconded by:** Councillor Mather

**MOTION CARRIED**

#### COUNCIL RESOLUTION

**8.59AM**

THAT the meeting moves out of closed session and be opened to the public.

**Moved by:** Councillor Mather  
**Seconded by:** Councillor Kelly

**MOTION CARRIED**

## 14 CONFIDENTIAL REPORTS

### 14.1 EXECUTIVE CONTRACTS

**File No:** PL22.11.11  
**Attachments:** Nil  
**Responsible Officer:** Chris Murdoch - Chief Executive Officer  
**Author:** Chris Murdoch - Chief Executive Officer

This report is considered confidential in accordance with section 275(1)(a), of the *Local Government Regulation 2012*, as it contains information relating to the appointment, dismissal or discipline of employees .

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#### SUMMARY

*Further information in relation to this matter will be tabled at the meeting.*

#### COUNCIL RESOLUTION

THAT Council:

1. Appoint Mr Brett Bacon as Executive Director Liveability and Wellbeing effective from the signing of a Contract of Employment; and
2. Appoint Mr Dan Toon as Executive Director Infrastructure effective from the signing of a Contract of Employment; and
3. Appoint Ms Andrea Ellis as Chief Financial Officer effective from the signing of a Contract of Employment
4. Delegate to the Chief Executive Officer to negotiate with Mr Brett Bacon, Mr Toon and Ms Ellis an appropriate Contract of Employment within appropriate benchmarked rates.

**Moved by:** Councillor Kelly  
**Seconded by:** Councillor Eastwood

**MOTION CARRIED**

09:02AM Councillor Wyatt left the meeting.

09:03AM Mayor Ludwig returned to the meeting.

#### COUNCIL RESOLUTION

**9:04AM**

THAT the meeting moves into closed session to further discuss the Executive Contract of the Chief Executive Officer.

**Moved by:** Councillor Kelly  
**Seconded by:** Councillor Eastwood

**MOTION CARRIED**



**COUNCIL RESOLUTION****9.16AM**

THAT the meeting moves out of closed session and be opened to the public.

**Moved by:** Deputy Mayor, Councillor Hutton

**Seconded by:** Councillor Kelly

**MOTION CARRIED**

**COUNCIL RESOLUTION**

THAT Council:

1. Appoint Mrs Christina Murdoch as the Chief Executive Officer effective from the signing of a Contract of Employment; and
2. Delegate to the Mayor and Deputy Mayor to negotiate with Mrs Murdoch an appropriate Contract of Employment within appropriate benchmarked rates.

**Moved by:** Mayor Ludwig

**Seconded by:** Deputy Mayor, Councillor Hutton

**MOTION CARRIED**

**15 CLOSURE OF MEETING**

There being no further business the meeting closed at 9:21AM.

\_\_\_\_\_  
Bill Ludwig  
CHAIRPERSON

\_\_\_\_\_  
DATE