



SPECIAL MEETING

CONFIRMED MINUTES

11AM 24 JANUARY 2024

The resolutions contained within these minutes were confirmed at the Ordinary Council meeting on the 20 February 2024.

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MINUTES OF THE SPECIAL MEETING HELD AT COUNCIL CHAMBERS, 4 LAGOON PLACE, YEPPON ON WEDNESDAY, 24 JANUARY 2024 COMMENCING AT 11:22 AM

1 OPENING**Acknowledgement of Country**

"I would like to take this opportunity to respectfully acknowledge the Darumbal People. The traditional custodians and elders past, present and emerging of the land on which this meeting is taking place today."

2 PRESENT

Members Present:

Mayor, Councillor Andrew Ireland (Chairperson)
Deputy Mayor, Councillor Adam Belot
Councillor Pat Eastwood
Councillor Andrea Friend
Councillor Glenda Mather
Councillor Clint Swadling
Councillor Rhodes Watson

Officers in Attendance:

Cale Dendle - Chief Executive Officer
Michael Kriedemann – General Manager Infrastructure
Andrea Ellis – Chief Financial Officer
Matthew Willcocks - Chief Technology Officer
Kristy Mansfield - Chief Human Resources Officer
Tom Birkbeck – Acting Manager Communities and Cultural Services

3 LEAVE OF ABSENCE / APOLOGIES

Nil

4 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

Nil

5 BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS

Nil

6 PRESENTATION OF PETITIONS

Nil

7 COUNCILLOR/DELEGATE REPORTS

Nil

8 QUESTIONS/STATEMENT/MOTIONS ON NOTICE FROM COUNCILLORS

8.1 NOTICE OF MOTION - COUNCILLOR ADAM BELOT - COMPLAINTS AGAINST THE CHIEF EXECUTIVE OFFICER POLICY

File No: GV

Attachments:

1. NOM - Cr Adam Belot - Complaints against the Chief Executive Policy
2. LSC Policy
3. Ipswich Policy
4. Email between CEO & Cr Adam Belot

Responsible Officer: Amanda Ivers - Coordinator Executive Support

SUMMARY

Councillor Adam Belot has submitted a 'Notice of Motion' in relation to Complaints against the Chief Executive Officer Policy.

Suspension of Standing Orders

COUNCIL RESOLUTION

11.26AM

That pursuant to s2.18.1(i) and s2.18.27 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be suspended to allow adequate time for informal discussion on Item 8.1 – Notice of Motion – Councillor Adam Belot – Complaints Against the Chief Executive Officer Policy prior to entering into formal debate.

Moved by: Deputy Mayor, Councillor Belot

MOTION CARRIED UNANIMOUSLY

Resumption of Standing Orders

COUNCIL RESOLUTION

11.32AM

That pursuant to s2.18.1(i) and s2.18.27 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be resumed.

Moved by: Mayor, Councillor Ireland

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

THAT in order to improve industrial relations/governance Policies and further promote transparent and accountable decision making in the public's interest. Council adopt the Ipswich City Council's 'Complaints against the Chief Executive Policy'.

AMENDED RECOMMENDATION BY COUNCILLOR BELOT

THAT:

1. The *Complaints about the Chief Executive Officer Policy (Section 48A of the Crime and Corruption Act 2001)* most recently adopted on 15 August 2023 be amended by inserting in Section 5.4 (Resourcing the Nominated Person) words equivalent to that contained in Section 11(iii) of Ipswich City Council's equivalent policy.

EXTRACT FROM IPSWICH POLICY SECTION 11 (iii)

(iii) the nominated person must, at all times, use their best endeavours to act independently, impartially and fairly having regard to the:

- *purposes of the CC Act10;*
- *the importance of promoting public confidence in the way suspected corrupt conduct in Ipswich City Council is dealt with11; and*
- *Ipswich City Council's statutory, policy and procedural framework.*

Subject to the Local Government Act 2009, the nominated person, in dealing with the complaint may direct senior executive employees, where appropriate, to provide assistance.

If the nominated person has responsibility to deal with the complaint, they must:

- *disclose the complaint to the Council*
- *deal with the complaint, and*
- *before finally dealing with the complaint, report to the Council about*
 - *the action taken or not taken;*
 - *the reasons the nominated person considers the action to be appropriate in the circumstances; and*
 - *the results of the action taken that are known at the time of the report 12*

2. Council's amended policy be presented to the Crime and Corruption Commission as required under s48A of the *Crime and Corruption Act 2001*.

Moved by: Deputy Mayor, Councillor Belot

Seconded by: Councillor Mather

MOTION LOST

Crs A Belot, P Eastwood and G Mather voted in the affirmative.

Crs A Friend, A Ireland, Swadling and R Watson voted in the negative.

9 REPORTS

Nil

10 AUDIT, RISK AND IMPROVEMENT COMMITTEE REPORTS

Nil

11 URGENT BUSINESS\QUESTIONS

Nil

Confirmed

12 CLOSURE OF MEETING

There being no further business the meeting closed at 12.01PM.

Andrew Ireland
CHAIRPERSON

DATE

Confirmed