

# AGENDA

Ordinary Meeting of Council



Meeting to be held in Council Chambers at 15 Maddock Street, Mukinbudin Commencing at 2.30pm Tuesday 17th June 2025

#### \*\*\*\* DISCLAIMER \*\*\*\*

#### Disclaimer:

The Shire of Mukinbudin assumes no responsibility for any act, omission, statement, or implication arising during Council or Committee meetings. The Shire of Mukinbudin explicitly disclaims any liability for any loss incurred as a result of reliance on such acts, omissions, statements, or implications by any individual or legal entity. Any person or legal entity who chooses to act or refrain from acting based on statements, acts, or omissions made during Council or Committee meetings does so at their own risk.

Please note that all meetings are audio recorded and published on the Shire's website for public access.

In particular, it should be noted that in discussions pertaining to planning applications or license applications, any statements or implications of approval made by members or officers of the Shire of Mukinbudin during meetings should not be construed as official notice of approval from the Shire of Mukinbudin. The Shire of Mukinbudin advises that individuals with pending applications must obtain written confirmation of the application's outcome and should only rely on such written confirmation, including any attached conditions determined by the Shire of Mukinbudin.

Ethical Decision Making and Conflicts of Interest:

Council adheres to a code of conduct and ensures that all decisions are based on an honest assessment of the matter, ethical decision-making, and personal integrity. Councillors and staff members comply with statutory requirements to disclose financial, proximity, and impartiality interests. Once declared, they abide by the relevant legislation.

Tanika McLennan

**ACTING CHIEF EXECUTIVE OFFICER** 

#### **Vision Statement**

To assist our community towards a prosperous future by providing a positive environment in which to work and live.

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#### **AGENDA**

Agenda of the Ordinary Meeting of Council to be held in Council Chambers, Maddock Street, Mukinbudin on Tuesday 17<sup>th</sup> June 2025.

#### 1. Declaration of Opening

3.2

3.3

The Shire President to declare the Meeting open at 2.\_pm

#### 2. Record of attendance, apologies, and approved leave of absence

	2.1	Present: Cr G Shadbolt	Shire President
		Cr G Bent Cr A Farina Cr C McGlashan Cr S Ventris Cr A Walker	
	2.2	Staff: Tanika McLennan Renee Jenkin	Acting Chief Executive Officer  Manager of Corporate and Community Services
	2.3	Visitors:	
	2.4	Apologies:	
	2.5	On leave of absence	:
	2.6	Applications for leave	e of absence:
3.	Publi 3.1	c Question Time (max 15 minutes)  Response to previous questions taken on notice.  Nil	

Declaration of public question time opened (maximum 15 mins)

Declaration of public question time closed

The Shire President to declare public question time open at \_\_\_pm.

The Shire President to declare public question time closed at \_\_\_\_pm.

- 4. Declarations of Interest
- 5. Petitions, deputations, and presentations
  - 5.1 Petitions
  - 5.2 Deputations
  - 5.3 Presentations
- 6. Announcements by the Presiding person without discussion
- 7. Confirmation of the Minutes of previous meetings
  - 7.1 Confirmation of Minutes of Ordinary Meeting of Council held on 20th May 2025.

**Voting Requirement** 

Simple Majority

#### OFFICER RECOMMENDATION

Council Decision Number -

Moved: Cr Seconded: Cr

That the Minutes of the following meetings be accepted as a true and correct record of proceedings.

• Ordinary Meeting of Council held on 20th May 2025.

- 8. Committee Meetings
  - 8.1 Receipt of Minutes of Committee Meetings
  - 8.1.1 NEWROC Council Meeting 27<sup>th</sup> May 2025 NEWROC Minutes

**Voting Requirement** Simple Majority

#### OFFICER RECOMMENDATION

Council Decision Number -

Moved: Cr Seconded: Cr

That the Minutes of the following committee meetings be received.

• NEWROC Council Meeting 27th May 2025

#### 8.2 Recommendations from Committee Meeting for Council Consideration

#### 9.1 Monthly Information Report

9.1.1 June 2025 Information Report		
Location:	Mukinbudin	
File Ref:	ADM 360	
Applicant:	Tanika McLennan, Acting Chief Executive Officer	
Date:	9 <sup>th</sup> June 2025	
Disclosure of Interest:	Nil	
Responsible Officer	Tanika McLennan, Acting Chief Executive Officer	
Author:	Renee Jenkin, Manager of Corporate & Community Services	
Voting Requirements	Simple Majority	
Documents Attached	Nil	
Documents Tabled	June Information Report	

#### **Summary**

The purpose of this communication is to enable the Council to receive the Monthly Information Report, which includes reports from key personnel, namely the, Caravan Park Manager, Works Supervisor, Community Resource Centre Coordinator and Manager of Corporate and Community Services.

#### **Background Information**

The Monthly Information Report serves as a means to provide Council with updates on various operational matters within the Shire of Mukinbudin. These reports offer valuable insights into the performance and progress of the respective areas under the purview of the aforementioned personnel.

#### **Officer Comment**

Refer to June Information Report.

#### **Consultation**

Tania Sprigg – Caravan Park Manager Craig Powell – Works Supervisor Jessica McCartney – Community Resource Centre Coordinator Renee Jenkin – Manager of Corporate and Community Services

<u>Statutory Environment</u> Nil

Policy Implications Nil

Financial Implications Nil

# OFFICER RECOMMENDATION

Council Decision Number -

Moved: Cr Seconded: Cr

That Council receive the June 2025 Information Report.

#### 9.2 Finance Reports

9.2.1 List of Payments – May 2025			
Location:	Mukinbudin		
File Ref:	ADM 007		
Applicant:	Tanika McLennan, Acting Chief Executive Officer		
Date:	9 <sup>th</sup> June 2025		
Disclosure of Interest:			
Responsible Officer:	Tanika McLennan, Acting Chief Executive Officer		
Author:	Lucia Scari, Senior Finance Officer		
Voting Requirements	Simple Majority		
	<u>List of Payments - Municipal Account (4 pages)</u>		
	<u>List of Payments - Restricted Municipal Account (1 page)</u>		
Documents Attached	Corporate Credit Card Statement - May 2025 (5 pages)		
	Credit Card Summary - May 2025 (1 page)		
	Fuel Cards Statement - May 2025 (4 pages)		
Documents Tabled	Nil		

If a Councillor has any questions regarding the enclosed finance report, please see the ACEO prior to the meeting, so that a researched answer may be provided.

#### **Summary**

List of payments made in May 2025 for endorsement by Council.

#### **Background Information**

A list of payments submitted to Council on 17<sup>th</sup> June 2025, for confirmation in respect of accounts already paid or for the authority to those unpaid. (Please refer to Payment listing attached).

#### Officer Comment

Standard process of obtaining Council endorsement of payments.

Strategic & Social Implications N/A

<u>Consultation</u> N/A

#### **Statutory Environment**

A list of payments is required to be presented to Council as per section 13 of the Local Government (Financial Management) Regulations 1996.

#### **Policy Implications**

Council Policy No. 1.6.5 (e) states that a list of payments is required to be presented to Council each month in accordance with Financial Management Regulations 13(1) for recording in the minutes.

#### **Financial Implications**

All payments have been made in accordance with the 2024/2025 Budget.

## OFFICER RECOMMENDATION

#### Council Decision Number -

Moved: Cr Seconded: Cr

That the list of payments made in May 2025 be endorsed for payment.

## **Municipal Fund:**

**Funds** 

Muni EFTs Muni Cheques Muni Direct Debits (Superannuation, Ioans,	EFT Chq DD	10281 - 13167.1	to to	EFT 10350 Chq - DD 13227.10	\$451,034.68 \$0.00 \$25,898.64
leases) Pays on (Not included on payment listing)		08/05/20	25 &	22/05/2025	\$104,658.38
Total Municipal Funds					\$581,591.70
Restricted Muni Fund:					
RMF EFTs	EFT	-	to	EFT -	\$0.00
RMF Cheques	Chq	-	to	Chq -	\$0.00
RMF Direct Debits Total Restricted Muni	DD	13162.1	to	DD 13263.1	\$26,873.25

Carried /

\$26,873.25

9.2.2 Monthly Statement of Financial Activity Report – 31 May 2025		
Location:	Mukinbudin	
File Ref:	ADM 005	
Applicant:	Nil	
Date:	6 <sup>th</sup> June 2025	
Disclosure of Interest:	Nil	
Responsible Officer	Tanika McLennan, Acting Chief Executive Officer	
Author:	Darren Long – Financial Consultant	
Voting Requirements	Simple Majority	
Documents Attached	Statement of Financial Activity – For the period ended 31 May	
	2025 (77 Pages)	
Documents Tabled	Nil	

If a Councillor has any questions regarding the enclosed finance report, please discuss these queries with the CEO so that a researched answer may be provided for you from the Financial Consultant.

#### **Summary**

The Monthly Financial Report for 31 May 2025 is presented for Councils consideration.

#### **Background Information**

This financial report is provided to Council monthly in accordance with provisions of the *Local Government Act 1995 and Local Government (Financial Management Regulations 1996).* 

#### **Officer Comment**

The Shire prepares the monthly financial statements in the statutory format along with other supplementary financial reports consisting of:

- (a) Statement of Comprehensive Income by Function/Program;
- (b) Statement of Comprehensive Income by Nature/Type;
- (c) Statement of Financial Activity by Nature/Type;
- (d) Statement of Financial Activity by Function/Program;
- (e) Summary of Net Current Asset Position;
- (f) Statement of Material Variances;
- (g) Statement of Financial Position;
- (h) Statement of Cash Flows;
- (i) Capital acquisitions;
- (j) Disposal of Assets;
- (k) Statement of Capital Grants and Contract Liabilities;
- (I) Statement of Cash Back Reserves;
- (m) Loan Borrowings Statement;
- (n) Restricted Cash Statement:
- (o) Detailed Operating and Non-Operating Schedules.

The Regulations require local governments to prepare annual budget estimates and month by month budget estimates so that comparatives can be made to Year to Date (YTD) Actual amounts of expenditure, revenue and income, and materials variances can be commented on.

The Statement of Financial Activity as at 31 May shows a closing deficit of \$202,032.

Strategic & Social Implications N/A

<u>Consultation</u> Darren Long – Financial Consultant

#### **Statutory Environment**

Local Government Act 1995

Section 6.4–Specifies that a local government is to prepare such other financial reports as are prescribed.

Local Government (Financial Management) Regulations 1996:

Regulation 34 states:

- (1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget under regulation 22(1)(d) for that month in the following detail:
  - (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);
  - (b) budget estimates to the end of month to which the statement relates;
  - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
  - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c);
  - (e) the net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, and 5 prescribe further details of information to be included in the monthly statement of financial activity.

#### **Policy Implications**

Council is required annually to adopt a policy on what it considers to be material as far as variances that require to be reported for Council. Last year Council adopted a policy that the material variation be set at \$11,000 and 10%.

#### **Financial Implications**

The current reported deficit is not problematic as it relates to non-operating grants not yet paid and these will be raised as accrued income/contract assets at 30 June 2025. The real impact will be on cashflow. This may result in an overdraft facility being required from June 2025 to August 2025 until grant funds are received and rates income is collected in the new budget cycle.

#### OFFICER RECOMMENDATION

Council Decision Number -

Moved: Cr Seconded: Cr

That Council receive the Monthly Financial Report for the period ending 31 May 2025.

#### 9.3 Chief Executive Officer's Reports

9.3.1 Request to WA Electoral Commissioner to Allow Vacancy to Remain Unfilled – Resignation of Cr Nicoletti		
Location:	All of Shire	
File Ref:	ADM345	
Applicant:	Tanika McLennan, Acting Chief Executive Officer	
Date:	22 <sup>nd</sup> May 2025	
Disclosure of Interest:	Nil	
Responsible Officer	Tanika McLennan, Acting Chief Executive Officer	
Author:	Tanika McLennan, Acting Chief Executive Officer	
Voting Requirements	Simple Majority	
Documents Attached	Nil	
Documents Tabled	Nil	

#### **Summary**

Council is asked to consider seeking the approval of the Electoral Commissioner to allow the vacancy created by Cr Nicoletti's resignation to remain unfilled, as the ordinary elections are due in October 2025.

#### **Background Information**

The Shire has received written notice from Cr Romina Nicoletti resigning from her position as Councillor, effective 22 May 2025.

Under section 4.9 of the *Local Government Act 1995*, this creates a casual vacancy and unless otherwise approved, Council would ordinarily be required to hold an extraordinary election. However, section 4.17(2) of the *Local Government Act 1995* allows Council to apply to the Electoral Commissioner for permission to leave the position vacant if the resignation occurs after the third Saturday in January in an election year and the term of office was due to expire at the upcoming ordinary elections.

Cr Nicoletti's term was due to expire in October 2025 and her resignation was received after 18 January 2025.

#### **Officer Comment**

Given the timing of the resignation and the proximity to the October 2025 ordinary elections, it is reasonable to request that the vacancy remain unfilled to avoid the cost and administrative burden of conducting an extraordinary election.

#### **Consultation**

Nil

#### **Strategic & Social Implications**

Integrated Strategic Plan 2025–2035

Pillar 4: Civic Leadership

Outcome 11 – Compliant governance and responsible financial management

- Strategy 11.3: Decision-making of Council is supported by up-to-date and clear policies and procedures.

#### **Statutory Environment**

Local Government Act 1995

#### Section 2.31. Resignation

- (1) The office of a councillor becomes vacant if the councillor
  - (a) resigns from the office; and
  - (b) gives written notice of the resignation to the CEO; and
  - (c) the resignation is accepted by the CEO.
- (2) The resignation takes effect from the date of delivery of the notice or from a later date specified in the notice.

#### Section 2.32. When office of council member becomes vacant

The office of a council member becomes vacant if the council member —

- (a) dies;
- (b) resigns from office;
- (c) is disqualified from office;
- (d) is absent, without obtaining leave of the council, throughout 3 consecutive ordinary meetings of the council;
- (e) is absent from the local government district
  - (i) for more than 6 consecutive months without the approval of the council; or
  - (ii) for more than 12 months, unless, in either case, the absence is occasioned by illness or is otherwise unavoidable;
- (f) ceases to be an elector of the district;
- (g) is convicted of an offence in respect of which the disqualification of the member takes effect under section 2.22 or 2.23;
- (h) becomes a member of the Council or Parliament of the Commonwealth or of another State or a Territory; or
- (i) is the subject of a report by the Independent Assessor under the *Local Government (Review Panel) Act 2023* (if applicable), and the Minister makes a declaration under that Act.

#### Section 4.9. Extraordinary elections

- (1) If a vacancy occurs in the office of a councillor, an election to fill the office is to be held on a day decided on and fixed —
- (a) by the mayor or president, in writing, if the vacancy occurs in a district that has a mayor or president elected by the electors of the district; or
- (b) by the council, in any other case,
- unless the vacancy is a minor one in the circumstances described in section 4.17(2), in which case it is to be filled in the manner provided for in that section.
- (2) The election day fixed for an extraordinary election is to be a day that allows enough time for the electoral requirements to be complied with but is no more than 4 months after the vacancy occurs.

#### Section 4.17. Cases in which vacant offices can remain unfilled

- (2) If a councillor's office becomes vacant under section 2.32
  - (a) after the third Saturday in January in an election year; and
  - (b) the term of office of the councillor would, in the ordinary course of events, end on the day of the ordinary elections in that election year, the council may, with the approval of the Electoral Commissioner, allow the vacancy to remain unfilled until the ordinary elections.

#### **Policy Implications**

Nil

#### **Financial Implications**

Avoiding an extraordinary election will result in cost savings to the Shire.

#### **OFFICER RECOMMENDATION**

**Council Decision Number -**

Moved: Cr Seconded: Cr

#### **That Council:**

- 1. Notes the resignation of Cr Romina Nicoletti, effective 22 May 2025; and
- 2. Directs the Acting Chief Executive Officer to seek approval from the WA Electoral Commissioner under section 4.17(2) of the *Local Government Act 1995*, to allow the vacancy to remain unfilled until the October 2025 ordinary local government election.

9.3.2 Election of Deputy Shire President		
Location:	All of Shire	
File Ref:	ADM345	
Applicant:	Tanika McLennan, Acting Chief Executive Officer	
Date:	22 <sup>nd</sup> May 2025	
Disclosure of Interest:	Nil	
Responsible Officer	Tanika McLennan, Acting Chief Executive Officer	
Author:	Tanika McLennan, Acting Chief Executive Officer	
Voting Requirements	Simple Majority	
Documents Attached	Nil	
Documents Tabled	Nil	

#### **Summary**

Following the resignation of Cr Nicoletti on 22 May 2025, the office of Deputy Shire President is now vacant. In accordance with Schedule 2.3 of the *Local Government Act 1995*, Council must elect a new Deputy Shire President from among its elected members.

#### **Background Information**

Clause 8 of Schedule 2.3 of the *Local Government Act 1995* provides the process for filling the office of Deputy Shire President when it becomes vacant. The election must be conducted by the Shire President (or CEO if the President is absent) and must occur via secret ballot.

#### **Officer Comment**

The election of a new Deputy Shire President must proceed in accordance with legislative requirements. The process will be conducted following this agenda item, during the Council meeting, with all councillors, except the Shire President, eligible to nominate or be nominated.

#### **Consultation**

Nil

#### **Strategic & Social Implications**

Integrated Strategic Plan 2025–2035

Pillar 4: Civic Leadership

Outcome 11 – Compliant governance and responsible financial management

- Strategy 11.3: Decision-making of Council is supported by up-to-date and clear policies and procedures.

#### **Statutory Environment**

Local Government Act 1995

#### Section 2.15 – Filling the office of deputy mayor or deputy president

If —

- (a) the office of deputy mayor or deputy president is vacant; or
- (b) the deputy mayor or deputy president is performing the functions of the mayor or president under section 5.34, then the functions of the deputy mayor or deputy president are to be performed —
- (c) by the councillor agreed on by a majority of the councillors; or
- (d) if a majority agreement cannot be reached, by the councillor chosen by lot by the councillors.

# Schedule 2.3 – Election of mayor or president and deputy mayor or deputy president Clause 8. How the deputy mayor or deputy president is elected by the council

- 1. The council is to elect a councillor (other than the mayor or president) to fill the office.
- 2. The election is to be conducted by the mayor or president, or if he or she is not present, by the chief executive officer.
- 3. Nominations for the office are to be given to the person conducting the election in writing before the meeting or during the meeting before the close of nominations.
- 4. If a councillor is nominated by another councillor, the person conducting the election is not to accept the nomination unless the nominee has advised the person conducting the election that he or she is willing to be nominated for the office.
- 5. The council members are to vote on the matter by secret ballot as if they were electors voting at an election.
- 6. Subject to subclause (7), the votes are to be counted, and the successful candidate determined, in accordance with the procedures prescribed by the regulations for the counting of votes at an election, as if those procedures were modified to the extent necessary for them to be consistent with this clause.
- 7. If there is an equality of votes between two or more candidates who are the only candidates in, or remaining in, the count, the count is to be discontinued and the winner is to be determined by lot.
- 8. The result of the election is to be declared to the council at the meeting at which the election was held by the person conducting the election.

#### **Policy Implications**

Nil

#### **Financial Implications**

Nil

#### OFFICER RECOMMENDATION

Council Decision Number -

Moved: Cr Seconded: Cr

That Council proceeds with the election of a Deputy Shire President in accordance with the provisions of Schedule 2.3, Clause 8 of the Local Government Act 1995.

9.3.3 Supply of Medical Services Agreement		
Location:	All of Shire	
File Ref:	ADM 292	
Applicant:	Tanika McLennan, Acting Chief Executive Officer	
Date:	10 <sup>th</sup> June 2025	
Disclosure of Interest:	Nil	
Responsible Officer	Tanika McLennan, Acting Chief Executive Officer	
Author:	Tanika McLennan, Acting Chief Executive Officer	
Voting Requirements	Simple Majority	
Documents Attached	Nil	
Documents Tabled	Supply of Medical Services Agreement - CONFIDENTIAL	

#### **Summary**

Council is requested to retrospectively endorse the Supply of Medical Services Agreement between the Shires of Mt Marshall, Mukinbudin, Nungarin and Trayning (collectively, the Kununoppin Medical Practice Committee) and Livingston Medical Pty Ltd, signed by President Gary Shadbolt and Acting CEO Tanika McLennan on 27 May 2025, with the common seal affixed.

#### **Background Information**

At the conclusion of negotiations with Livingston Medical Pty Ltd, a formal agreement was prepared and signed by all four participating Shires to secure the continued provision of GP and emergency medical services to the region, including coverage at Kununoppin Hospital and outreach to Mukinbudin, Beacon and Bencubbin.

Due to timing constraints, the agreement was executed prior to formal Council consideration at the June 2025 meeting, to ensure uninterrupted service delivery.

#### **Officer Comment**

Execution of this agreement aligns with Council's Integrated Strategic Plan and Cr Shadbolt is authorised to participate in negotiations on Council's behalf.

Council is now requested to retrospectively approve the execution of the agreement and affixing of the common seal.

#### **Consultation**

Civic Legal
Shire of Trayning
Shire of Mt Marshall
Shire of Nungarin
Livingston Medical Pty Ltd

#### **Strategic & Social Implications**

**Integrated Strategic Plan 2025–2035** 

**Pillar 1: Community** 

- Outcome 1: Accessible, quality health and aged care services
  - Strategy 1.1: Support sustainable access to GP services for our community.

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#### Pillar 4: Civic Leadership

- Outcome 11: Compliant governance and responsible financial management
  - Strategy 11.2: Strengthen collaboration with regional partners.

#### **Statutory Environment**

Local Government Act 1995 – Section 9.49A: Execution of documents

9.49A. Execution of documents

- (1) A document is duly executed by a local government if —
- (a) the common seal of the local government is affixed to it in accordance with subsections (2) and (3); or
- (b) it is signed on behalf of the local government by a person or persons authorised under subsection (4) to do so.
- (2) The common seal of a local government is not to be affixed to any document except as authorised by the local government.
- (3) The common seal of the local government is to be affixed to a document in the presence of -
  - (a) the mayor or president; and
- (b) the chief executive officer or a senior employee authorised by the chief executive officer, each of whom is to sign the document to attest that the common seal was so affixed.
- (4) A local government may, by resolution, authorise the CEO, another employee or an agent of the local government to sign documents on behalf of the local government, either generally or subject to conditions or restrictions specified in the authorisation.
- (5) A document executed by a person under an authority conferred under subsection (4) is not to be regarded as a deed unless the person executes it as a deed and is permitted to do so by the authorisation.
- (6) Nothing in this section limits the use of the common seal of a local government for ceremonial purposes.

#### **Policy Implications**

Nil

#### **Financial Implications**

The agreement commits the Shire of Mukinbudin to its Respective Portion of the annual Practice Support Payment, plus shared vehicle and housing costs, as budgeted.

#### **OFFICER RECOMMENDATION**

Council Decision Number -

Moved: Cr Seconded: Cr

#### **That Council:**

- Notes the execution of the Supply of Medical Services Agreement between the Shires of Mt Marshall, Mukinbudin, Nungarin and Trayning and Livingston Medical Pty Ltd on 27 May 2025; and
- 2. Retrospectively approves the affixing of the Common Seal to the agreement, as signed by the Shire President and Acting CEO.

#### \*CONFIDENTIAL LATE ITEM\*

9.3.4 Appointment of Chief Executive Officer		
Location:	All of Shire	
File Ref:	Staff	
Applicant:	Whole of Council	
Date:	10 <sup>th</sup> June 2025	
Disclosure of Interest:	Nil	
Responsible Officer	Gary Shadbolt – Shire President	
Author:	Darren Mollenoyux – 150 Square Consultant	
Voting Requirements	Absolute Majority	
Documents Attached		
Documents Tabled	Nil	

#### **Statutory Environment**

#### 5.23. Meetings generally open to public

- (1) Subject to subsection (2), the following are to be open to members of the public
  - (a) all council meetings; and
  - (b) all meetings of any committee to which a local government power or duty has been delegated.
- (2) If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following —
  - (a) a matter affecting an employee or employees; and
  - (b) the personal affairs of any person; and
  - (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; and
  - (d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting; and
  - (e) a matter that if disclosed, would reveal
    - (i) a trade secret; or
    - (ii) information that has a commercial value to a person; or
    - (iii) information about the business, professional, commercial or financial affairs of a person,

where the trade secret or information is held by, or is about, a person other than the local government; and

- (f) a matter that if disclosed, could be reasonably expected to
  - (i) impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law; or
  - (ii) endanger the security of the local government's property; or
  - (iii) prejudice the maintenance or enforcement of a lawful measure for protecting public safety;

And

- (g) information which is the subject of a direction given under section 23(1a) of the *Parliamentary Commissioner Act 1971*; and
- (h) such other matters as may be prescribed.
- (3) A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting.

#### **OFFICER RECOMMENDATION**

Council Decision Number -

Moved: Cr Seconded: Cr

That in accordance with section 5.23 (2) (a) of the Local Government Act 1995 that the meeting be closed to members of the Public as Agenda item 9.3.7 is deemed to be

(b) the personal affairs of any persons:

Carried /

#### **OFFICER RECOMMENDATION**

Council Decision Number -

Moved: Cr Seconded: Cr

That the meeting be reopened to members of the public.

- **10.** Elected Members Motions of which previous notice has been given 10.1 Nil
- 11. Urgent Business Approved by Person Presiding or by Decision 11.1 Nil
- 12. Closure of Meeting
  - **12.1** The Chairperson thanked Elected Members and Staff for attending and declared the meeting closed at \_\_\_\_ pm.