

MINUTES

of

Special Council Meeting



Pursuant to the provisions of Section 84 (1) of the
Local Government Act 1999

HELD

by electronic means

on

Thursday 19 November 2020 at 12.00pm

The Mayor formally declared the meeting open at 12:02pm.

1. ATTENDANCE RECORD

1.1 Present:

Mayor Mark Wasley		<i>By audio-visual link</i>
Councillor Marcus Strudwicke	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Terry-Anne Keen	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Kay Boon	Two Wells Ward	<i>By audio-visual link</i>
Councillor Joe Daniele	Two Wells Ward	<i>By audio-visual link</i>
Councillor Margherita Panella	Lewiston Ward	<i>By audio-visual link</i>
Councillor Brian Parker	Lewiston Ward	<i>By audio-visual link</i>
Councillor Carmine Di Troia	Lewiston Ward	<i>By audio-visual link</i>

1.2 Apologies:

Councillor John Lush	Mallala/Dublin Ward
Councillor Frank Maiolo	Two Wells Ward

Also in Attendance by audio-visual link:

Chief Executive Officer	Mr James Miller
General Manager – Governance and Executive Office	Ms Sheree Schenk
General Manager – Finance and Business	Mr Rajith Udugampola
General Manager – Infrastructure and Environment	Mr Thomas Jones
General Manager – Development and Community	Mr Darren Starr
Manager Governance and Administration/Minute Taker	Ms Alyssa Denicola
Information Technology Support Officer	Mr Sean Murphy

2. ADJOURNED BUSINESS

Nil

3. DECLARATION OF MEMBERS' INTEREST

Nil

4. REPORTS FOR DECISION**4.1 Delegation of Powers Arising from the Public Access and Public Consultation Notice (No 2) 2020 – Principal Office**Moved Councillor Strudwicke Seconded Councillor Keen **2020/ 380**

“that Council, having considered Item 4.1 – Delegation of Powers Arising from the Public Access and Public Consultation Notice (No 2) 2020 – Principal Office, dated 19 November 2020:

- 1. In exercise of the power contained in Section 44 of the *Local Government Act 1999* (the LG Act) hereby delegates this 19th of November 2020 to the person occupying the office of Chief Executive Officer of the Council the powers and functions under the LG Act, the operation of which has been varied under the *Public Access and Public Consultation Notice (No 2) 2020*, and set out below subject to the conditions and/or limitations, if any, specified herein:**
 - 1.1 the power pursuant to Section 45(2) of the LG Act to, if the delegate is satisfied it is reasonably necessary as a result of the public health emergency, to:**
 - 1.1.1 close the principal office of the Council; or**
 - 1.1.2 vary the transaction of business hours at the principal office of the Council;**
 - 1.2 the power pursuant to Section 45(3) of the LG Act if the Council closes its principal office or varies the transaction of business hours in accordance with Section 45(2) of the LG Act, to, as soon as reasonably practicable, take reasonable steps to:**
 - 1.2.1 make alternative arrangements to enable the local community to access the services of the Council which are ordinarily available at the principal office of the Council;**
 - 1.2.2 inform the Council’s local community (including by publishing the information on a website determined by the Chief Executive Officer) about the changes to the arrangements to access those services;**
 - 1.3 the power pursuant to Section 45(4)(b) of the LG Act to satisfy any obligation under the LG Act to make a document available for inspection at the principal office of the Council by making the document available for inspection at an alternative place or by an alternative means as determined by the delegate;**
 - 1.4 the power pursuant to Section 45(5) of the LG Act, if the Council or chief executive officer makes a document available for inspection in accordance with Section 45(4) of the LG Act, to, as soon as reasonably practicable, take reasonable steps to inform the Council’s local community (including by publishing the information on a website determined by the chief executive officer) about the changes to the arrangements for inspection of the document;**
 - 1.5 the power pursuant to Section 45(10) of the LG Act if the Council makes copies of a document available in accordance with Sections 45(8) or (9) of the LG Act, to, as soon as reasonably practicable, take reasonable steps to inform the Council’s local community (including by publishing the information on a website determined by**


- the chief executive officer) about the changes to the arrangements for provision of copies of the document.
- 1.6 the power pursuant to Section 50(5a) of the LG Act to alter the Council's Public Consultation Policy or substitute a new policy without undertaking public consultation, even if the Council's existing Public Consultation Policy requires the Council to conduct public consultation;
 - 1.7 the power pursuant to Section 123(5) of the LG Act to ensure that copies of the draft annual business plan are available for inspection (without charge) and purchase (on payment of a fee fixed by the Council) at the principal office of the Council (including as provided for in Sections 45(4) and 45(9) of the LG Act) and on the website at least 21 days before the end of the period for providing written submissions;
 - 1.8 the power pursuant to Section 151(8) of the LG Act to ensure that copies of the report required under Section 151(5)(d) are available for inspection (without charge) and purchase (on payment of a fee fixed by the Council) at the principal office of the Council (including as provided for in Sections 45(4) and 45(9) of the LG Act) at least 21 days before the end of the period for public consultation;
 - 1.9 the power pursuant to Section 156(14e) of the LG Act to ensure that copies of the report required under section 156(14a)(a) of the LG Act are available for inspection (without charge) and purchase (on payment of a fee fixed by the Council) at the principal office of the Council (including as provided for in Sections 45(4) and 45(9) of the LG Act) at least 21 days before the end of the period for public consultation.
2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the LG Act as the Chief Executive Officer sees fit.
 3. These delegations:
 - 3.1 operate and have effect for the period the Public Access and Public Consultation Notice (No 2) 2020 has effect;
 - 3.2 do not have the effect of revoking or altering any previous delegations made by the Council to the person occupying the office of Chief Executive Officer of the Council;
 - 3.3 for the period the Public Access and Public Consultation Notice (No 2) 2020 has effect, take precedence in the event of any inconsistency between these delegations and any previous delegations made by the Council to the person occupying the office of Chief Executive Officer of the Council prior to the date of the making of these delegations."

CARRIED UNANIMOUSLY

5. CLOSURE

There being no further business, the Mayor declared the meeting closed at 12.20pm.

Confirmed as a true record.


Mayor:

Date: 23 November 2020