

Special Council Meeting

13 January 2025

Minutes

To: The President and Councillors.

Here within are the Minutes of the Special Council Meeting of the Shire of Toodyay held on the above-mentioned date in the Shire of Toodyay Council Chambers, 15 Fiennes Street, Toodyay WA 6566.

The Special Council Meeting was for the purpose of considering a confidential report in a meeting closed to the public in accordance with Section 5.23(2)(a) of the *Local Government Act 1995*.

Aaron Bowman JP

CHIEF EXECUTIVE OFFICER



Our Vision, Purpose and Values

The Shire of Toodyay's Plan for the Future (Council Plan 2023-2033) is the Community's Strategic Plan outlining the direction that the Shire is undertaking to meet the needs and aspirations of its community.

Our Vision

A caring and visionary rural community, working together to preserve and enrich Toodyay's environment, character and lifestyle.

Our Purpose

The Shire of Toodyay exists to meet the needs of current and future generations through an integration of environmental protection, social advancement and economic prosperity.

Our Values

We conduct ourselves in line with values the local community cares deeply about:

- **Integrity** - we behave honestly to the highest ethical standard;
- **Accountability** – we are transparent in our actions and accountable to the community;
- **Inclusiveness** – we are responsive to the community and we encourage involvement by all people; and
- **Commitment** – we translate our plans into actions and demonstrate the persistence that will provide results.

Community Aspirations

There are five core performance areas in this plan: People, Planet, Place, Prosperity, and Performance. These areas are interrelated, and each must be satisfied to deliver excellent quality of life in the Shire of Toodyay.

For each area, there is an overarching aspirational statement and desired outcomes, summarised in the Council Plan which is available on the Shire's website at: <https://www.toodyay.wa.gov.au/documents/432/council-plan-plan-for-the-future-2023-2033>

Disclaimer

Any discussion regarding a planning matter or other application that any statement or intimation of approval made by any member or officer of the Shire of Toodyay during the course of any meeting is not intended to be and is not to be taken a notice of approval from Council. No action should be taken on any item discussed at a Council Meeting prior to written advice on the resolution of the Council being received. Any plans or documents contained in this document may be subject to copyright law provisions (*Copyright Act 1998*, as amended) and the express permission of the copyright owner(s) should be sought prior to reproduction.

Availability of Meeting Agenda and its Attachments

Information about Council Meetings is located on the website

<http://www.toodyay.wa.gov.au/Council/Council-Meetings>

Agendas & Minutes are located under the heading "Council Meetings" at

<http://www.toodyay.wa.gov.au/Council/Council-Meetings/Agendas-Minutes-and-Notes>

Public copies are available by contacting the Shire on (08) 9574 9300.



CONTENTS

1	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS	1
2	RECORDS OF ATTENDANCE	1
2.1	APOLOGIES	1
2.2	APPROVED LEAVE OF ABSENCE	1
3	DISCLOSURE OF INTEREST	1
4	PUBLIC QUESTIONS	1
4.1	PUBLIC QUESTION TIME	1
5	PUBLIC SUBMISSIONS	1
6	CONFIDENTIAL BUSINESS	1
7	CLOSURE OF MEETING.....	3

Preface

When the Chief Executive Officer approves these Minutes for distribution they are in essence "Unconfirmed" until the following a Special Meeting of Council, where the Minutes will be confirmed subject to any amendments made by the Council.

The "Confirmed" Minutes are then signed off by the Presiding Person.

Attachments that formed part of the Agenda, in addition to those tabled at the Council Meeting are put together as a separate attachment to these Minutes with the exception of Confidential Items.

Confidential Items or attachments that are confidential are compiled as separate Confidential Minutes.

Unconfirmed Minutes

These revised minutes were approved for distribution on 10 February 2025.



Aaron Bowman JP

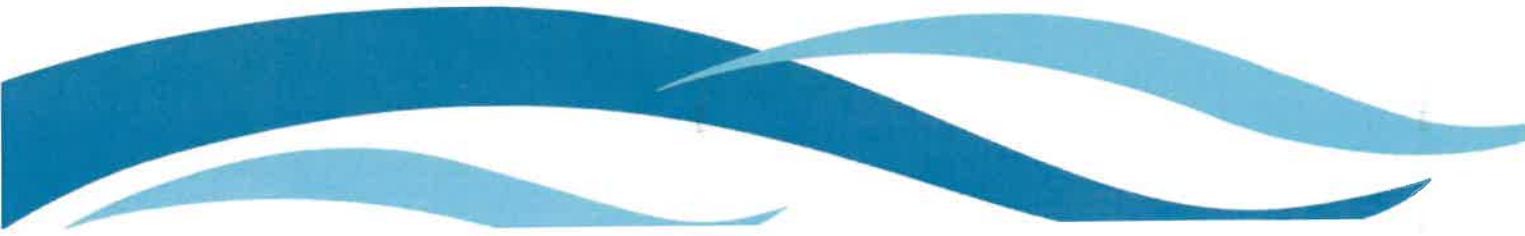
CHIEF EXECUTIVE OFFICER

Confirmed Minutes

These minutes were confirmed at a meeting held on 27 March 2025.

Signed: 

Note: The Presiding Member at the meeting at which the minutes were confirmed is the person who signs above.



1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

Cr M McKeown, Shire President, declared the meeting open at 4.00pm and read aloud an Acknowledgement of Country:

"I acknowledge the Ballardong Noongar people, the traditional custodians of the land where we meet today and the Yued and Whadjuk people, who are traditional custodians of respective lands within the wider Shire of Toodyay. I pay my respect to their Elders, past, present, and emerging."

2 RECORDS OF ATTENDANCE**Members**

Cr M McKeown	Shire President
Cr M Dival	Deputy Shire President
Cr R Madacs	Councillor
Cr S McCormick	Councillor
Cr J Prater	Councillor

Staff

Mr A Bowman JP	Chief Executive Officer
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Visitors

Nil.

2.1 APOLOGIES

Cr C Duri	Councillor
Cr D Wrench	Councillor

2.2 APPROVED LEAVE OF ABSENCE

Cr R Madacs Councillor

3 DISCLOSURE OF INTEREST

Nil.

4 PUBLIC QUESTIONS**4.1 PUBLIC QUESTION TIME**

Nil.

5 PUBLIC SUBMISSIONS

Nil.

6 CONFIDENTIAL BUSINESS

Section under the Act	Section 5.23(2) of the <i>Local Government Act 1995</i> .
Sub-clause and Reason:	(a) a matter affecting an employee or employees

VOTING REQUIREMENTS

Simple Majority

MOTION/COUNCIL RESOLUTION NO. SCM001/01/25**MOVED** Cr M McKeown**SECONDED** Cr J Prater

That Council, in accordance with s.5.23(2)(a) of the *Local Government Act 1995*, closes the meeting to the public at 4.01pm to consider a confidential item affecting an employee.

Voted For: Crs M McKeown, M Dival, R Madacsi, S McCormick, and J Prater

Voted Against: Nil

MOTION CARRIED 5/0**VOTING REQUIREMENTS**

Simple Majority

MOTION/COUNCIL RESOLUTION NO. SCM002/01/25**MOVED** Cr R Madacsi**SECONDED** Cr M McKeown

That Council adjourn the meeting at 4.01pm to provide time to read the report provided.

Voted For: Crs M McKeown, M Dival, R Madacsi, S McCormick, and J Prater

Voted Against: Nil

MOTION CARRIED 5/0**VOTING REQUIREMENTS**

Simple Majority

MOTION/COUNCIL RESOLUTION NO. SCM003/01/25**MOVED** Cr J Prater**SECONDED** Cr R Madacsi

That Council resume the meeting and suspend clause 6.2 of the *Shire of Toodyay Standing Orders Local Law 2008* to allow for open discussion at 4.30pm.

Voted For: Crs M McKeown, M Dival, R Madacsi, S McCormick, and J Prater

Voted Against: Nil

MOTION CARRIED 5/0

VOTING REQUIREMENTS

Absolute Majority

MOTION/COUNCIL RESOLUTION NO. SCM004/01/25

MOVED Cr M Dival

SECONDED Cr S McCormick

That Council endorses the recommendations as contained within the confidential item report, provided to Elected Members under separate confidential cover, in relation to an employee.

Voted For: Crs M McKeown, M Dival, S McCormick, and J Prater

Voted Against: Cr R Madacsi

MOTION CARRIED 4/1 BY ABSOLUTE MAJORITY

VOTING REQUIREMENTS

Simple Majority

MOTION/COUNCIL RESOLUTION NO. SCM005/01/25

MOVED Cr J Prater

SECONDED Cr M Dival

That Council resolves in accordance with Standing Order 15.3(3) of the *Shire of Toodyay Standing Orders Local Law 2008* to direct the Chief Executive Officer to take immediate action to implement the decision.

Voted For: Crs M McKeown, M Dival, S McCormick, and J Prater

Voted Against: Cr R Madacsi

MOTION CARRIED 4/1

VOTING REQUIREMENTS

Simple Majority

MOTION/COUNCIL RESOLUTION NO. SCM006/01/25

MOVED Cr S McCormick

SECONDED Cr J Prater

That Council resolves to keep resolutions SCM004/01/25, SCM005/01/25 and SCM006/01/25 confidential and that in accordance with Standing Order 5.2(7) of the *Shire of Toodyay Standing Orders Local Law 2008*, to not read out the resolutions once the meeting is reopened to the public.

Voted For: Crs M McKeown, M Dival, R Madacsi, S McCormick, and J Prater

Voted Against: Nil

MOTION CARRIED 5/0

VOTING REQUIREMENTS

Simple Majority

MOTION/COUNCIL RESOLUTION NO. SCM007/01/25

MOVED Cr M Dival

SECONDED Cr J Prater

That Council come from behind closed doors at 5.20pm.

Voted For: Crs M McKeown, M Dival, R Madacsi, S McCormick, and J Prater

Voted Against: Nil

MOTION CARRIED 5/0

The Council Chambers were re-opened at 5.20pm.

7 CLOSURE OF MEETING

The Shire President declared the meeting closed at 5.20pm.