



SHIRE OF NORTHAM

**MINUTES
OF THE
SPECIAL COUNCIL MEETING
HELD ON
THURSDAY
7 FEBRUARY 2013**

SHIRE OF NORTHAM

MINUTES OF THE SPECIAL COUNCIL MEETING HELD ON 7 FEBRUARY 2012 AT 5:30 PM

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SHIRE OF NORTHAM

Minutes of the Special Council Meeting held in the Council Chambers on
THURSDAY, 7 FEBRUARY 2013 at 5:30 pm

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1. DECLARATION OF OPENING AND WELCOME

Cr S B Pollard declared the meeting open at 5.30 pm

2. DECLARATION OF INTEREST

Parts of Division 6 Subdivision 1 of the Local Government Act 1995 requires Council members and employees to disclose any direct or indirect financial interest or general interest in any matter listed in this agenda.

The Act also requires the nature of the interest to be disclosed in writing before the meeting or immediately before the matter being discussed.

NB A Council member who makes a disclosure must not preside or participate in, or be present during, any discussion or decision making procedure relating to the disclosed matter unless the procedures set out in Sections 5.68 or 5.69 of the Act have been complied with.

Cr S B Pollard declared a "Financial" Interest in item 6.1.1- Legal Representation- as he may join as a defendant in any defamation case

3. ATTENDANCE

3.1 Council

President	S B Pollard
Councillors	T M Little
	R M Head
	R W Tinetti
	A W Llewellyn
	U Rumjantsev
	D A Hughes
	D G Beresford
	J E Williams
Executive Manager Corporate Services	D R Gobbart

3.2 Gallery

N/A

4. APOLOGIES

Councillor	K D Saunders
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5. LEAVE OF ABSENCE

Nil

RECOMMENDATION OF PROCEDURAL MOTION / COUNCIL DECISION

Minute No C.1949

MOVED: Cr U Rumjantsev,
SECONDED: Cr R Head,

That Council meet behind closed doors, as per LGA s5.23(2)(d) to discuss legal advice obtained, or which may be obtained, by the local government and which relates to the matter to be discussed at this meeting, and that Council move into a Committee of the Whole

CARRIED 7/2

6. AGENDA ITEMS

6.1. Special Items

Cr S B Pollard declared a "Financial" Interest in item 6.1.1- Legal Representation- as he may join as a defendant in any defamation case

Cr S B Pollard vacated the Chair and departed the Chambers at 5.39 pm
Cr T Little assumed the Chair

6.1.1 LEGAL REPRESENTATION

Name of Applicant:	Internal Report
File Ref:	
Officer:	Denise Gobbart
Officer Interest:	Nil
Policy:	Nil
Voting:	Simple
Date:	06 February 2013

RECOMMENDATION / COUNCIL DECISION

Minute No C.1950

MOVED: Cr R Head,
SECONDED: Cr D Hughes,

That Council moves out of a Committee of the Whole

CARRIED 7/1

COUNCIL DECISION

Minute No C.1951

MOVED: Cr R Head,
SECONDED: Cr D Hughes,

That Council approve the application for legal costs to the value of \$5,000 to be paid on behalf of the Chief Executive Officer, to secure a retraction from the Avon Valley Gazette

CARRIED 8/0

NOTE: Reason for alternative motion is that after \$5,000, there is the potential of an insurance claim for any further action.

Cr Pollard returned to the Chambers at 6.16 pm

7. DECLARATION OF CLOSURE

There being no further business, the Presiding Officer, Cr S B Pollard declared the meeting closed at 6.18 pm

"I certify that the Minutes of the Special Meeting of Council held on 7 February 2013 have been confirmed as a true and correct record."

_____ Shire President

_____ Date