



Certification of Confirmation
Special Meeting of Council
Minutes
29 August 2024

I, Cr Filomena Piffaretti, hereby certify that the minutes from the Special Meeting of Council held on 29 August 2024 pages (4) to (7) were confirmed at the Ordinary Meeting of Council held on 24 October 2024.

A handwritten signature in black ink, appearing to read 'Filomena Piffaretti', is written over a horizontal line.

Signature

Cr Filomena Piffaretti
Presiding Member



CONFIRMED MINUTES

D2024/23983

Special Meeting of Council

29 August 2024



EMRC Council Members

Cr Filomena Piffaretti	Chairperson	City of Bayswater
Cr Aaron Bowman	Deputy Chairperson	City of Swan
Cr Tallan Ames	EMRC Member	Town of Bassendean
Cr Paul Poliwka	EMRC Member	Town of Bassendean
Cr Michelle Sutherland	EMRC Member	City of Bayswater
Cr Luke Ellery	EMRC Member	Shire of Mundaring
Cr Doug Jeans	EMRC Member	Shire of Mundaring
Cr Jennifer Catalano	EMRC Member	City of Swan

EMRC Council Deputies

Cr Kathryn Hamilton	EMRC Deputy Member	Town of Bassendean
Cr Giorgia Johnson	EMRC Deputy Member	City of Bayswater
Cr John Daw	EMRC Deputy Member	Shire of Mundaring
Cr Ian Johnson	EMRC Deputy Member	City of Swan



Special Meeting of Council Minutes

A Special Meeting of Council was held at the EMRC Administration Office, 1st Floor, 226 Great Eastern Highway, Ascot WA 6104 on **Thursday 29 August 2024**. The meeting commenced at **6:00pm**.

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1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

The Deputy Chairperson presided over the meeting during the Chairperson's leave of absence and declared the meeting open at 6:00pm.

1.1 ACKNOWLEDGEMENT OF COUNTRY

The Deputy Chairperson acknowledged the traditional custodians of the land, the Whadjuk people of the Noongar Nation and paid respects to elders past, present and emerging.

2 ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

EMRC Council Members

Cr Aaron Bowman	Deputy Chairperson	City of Swan
Cr Tallan Ames (<i>via Teams</i>)	EMRC Member	Town of Bassendean
Cr Paul Poliwka (<i>via Teams</i>)	EMRC Member	Town of Bassendean
Cr Michelle Sutherland	EMRC Member	City of Bayswater
Cr Giorgia Johnson (<i>deputising for Mayor Piffaretti</i>)	EMRC Deputy Member	City of Bayswater
Cr Luke Ellery	EMRC Member	Shire of Mundaring
Cr John Daw (<i>deputising for Cr Jeans</i>)	EMRC Deputy Member	Shire of Mundaring
Cr Jennifer Catalano	EMRC Member	City of Swan

EMRC Council Deputies

Cr Kathryn Hamilton	EMRC Deputy Member	Town of Bassendean
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Apologies

Cr Doug Jeans	EMRC Member	Shire of Mundaring
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Leave of Absence (Previously Approved)

Cr Filomena Piffaretti	Chairperson	City of Bayswater
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EMRC Officers

Mr Marcus Geisler	Chief Executive Officer
Mr Hua Jer Liew	Chief Financial Officer
Mrs Beatrice Genovesi	Personal Assistant to the Chief Financial Officer (Minutes)

EMRC Observers

Ms Theresa Eckstein	Executive Assistant to Chief Executive Officer
Mr David Schmidt	Manager Information Services

3 DISCLOSURE OF INTEREST

3.1 MR HUA JER LIEW - CHIEF FINANCIAL OFFICER - INTERESTS AFFECTING IMPARTIALITY

Item: 7.1

Subject: Chief Executive Officer Recruitment

Nature of Interest: Due to the reporting relationship to the position of CEO.

4 ANNOUNCEMENTS BY THE CHAIRPERSON OR PRESIDING MEMBER

Nil

5 ANNOUNCEMENT OF CONFIDENTIAL MATTERS FOR WHICH MEETINGS MAY BE CLOSED TO THE PUBLIC

Nil

6 EMPLOYEE REPORTS

Nil

7 CONFIDENTIAL MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC

RECOMMENDATION (Closing Meeting to the Public)

That with the exception of, the meeting be closed to members of the public in accordance with Section 5.23(2) of the *Local Government Act 1995* for the purpose of dealing with matters of a confidential nature.

COUNCIL RESOLUTION(S)

MOVED CR SUTHERLAND

SECONDED CR ELLERY

THAT WITH THE EXCEPTION OF THE CHIEF EXECUTIVE OFFICER, THE CHIEF FINANCIAL OFFICER, THE INFORMATION SERVICES MANAGER, THE EXECUTIVE ASSISTANT TO THE CHIEF EXECUTIVE OFFICER AND THE PERSONAL ASSISTANT TO THE CHIEF FINANCIAL OFFICER (MINUTES), THE MEETING BE CLOSED TO MEMBERS OF THE PUBLIC IN ACCORDANCE WITH SECTION 5.23(2) OF THE *LOCAL GOVERNMENT ACT 1995* FOR THE PURPOSE OF DEALING WITH MATTERS OF A CONFIDENTIAL NATURE.

CARRIED UNANIMOUSLY

The doors of the meeting were closed at 6:02pm and members of the public departed the Chambers.

The Chief Executive Officer, the Chief Financial Officer, the Manager Information Services, the Executive Assistant to the Chief Executive Officer and the Personal Assistant to the Chief Financial Officer (Minutes) remained in the Chambers.

7.1 CEO RECRUITMENT(D2024/23376)

This item is recommended to be confidential in accordance with EMRC Council Policy 4.1 – Chief Executive Officer’s Appointment, Performance Review and Termination and with Sections 5.23(2)(a) and (c) of the *Local Government Act 1995*, which states as follows:

(a) a matter affecting an employee or employees; and

(c) 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.

See Confidential Item circulated with the Agenda under Separate Cover.

RECOMMENDATION [Meeting re-opened to the Public]

That the meeting be re-opened, the members of the public be invited to return to the meeting and the recommendations passed behind closed doors be recorded.

COUNCIL RESOLUTION(S)

MOVED CR JOHNSON

SECONDED CR SUTHERLAND

THAT THE MEETING BE RE-OPENED, THE MEMBERS OF THE PUBLIC BE INVITED TO RETURN TO THE MEETING AND THE RECOMMENDATIONS PASSED BEHIND CLOSED DOORS BE RECORDED.

CARRIED UNANIMOUSLY

The doors of the meeting were re-opened to the public at 6.04pm.

Recording of the resolutions passed behind closed doors, namely:

7.1 CEO RECRUITMENT(D2024/23376)

COUNCIL RESOLUTION(S)

MOVED CR ELLERY SECONDED CR SUTHERLAND

THAT:

1. COUNCIL NOTES THE CHANGES MADE TO THE PREVIOUSLY ENDORSED EMPLOYMENT CONTRACT.
2. COUNCIL BY ABSOLUTE MAJORITY IN ACCORDANCE WITH S.5.36(2)(B) OF THE *LOCAL GOVERNMENT ACT 1995* IS SATISFIED WITH PROVISIONS OF THE PROPOSED EMPLOYMENT CONTRACT.
3. COUNCIL BY ABSOLUTE MAJORITY IN ACCORDANCE WITH SCHEDULE 2 CL.12(2) OF THE *LOCAL GOVERNMENT (ADMINISTRATION) REGULATIONS 1996*, ENDORSES THE EMPLOYMENT CONTRACT FORMING CONFIDENTIAL ATTACHMENT TO THIS REPORT.
4. COUNCIL AUTHORISES THE DEPUTY CHAIRPERSON CR AARON BOWMAN TO MEET WITH THE SUCCESSFUL CEO CANDIDATE TO SIGN THE EMPLOYMENT CONTRACT AND PLACE EMRC'S COMMON SEAL ON THE DOCUMENT ON BEHALF OF COUNCIL.
5. THE REPORT AND ATTACHMENT REMAIN CONFIDENTIAL AND BE CERTIFIED BY THE CHAIRPERSON AND DEPUTY CHAIRPERSON.

CARRIED UNANIMOUSLY

8 FUTURE MEETINGS OF COUNCIL

The next meeting of Council will be held on Thursday 26 September 2024 (if required) at the EMRC Administration Office, 1st Floor, 226 Great Eastern Highway, Ascot WA 6104 commencing at 6.00pm.

Future Meetings 2024

Thursday	26 September	(if required)	at	EMRC Administration Office
Thursday	24 October	(if required)	at	EMRC Administration Office
Thursday	28 November	(if required)	at	EMRC Administration Office

9 DECLARATION OF CLOSURE OF MEETING

The Deputy Chairperson declared the meeting closed at 6:04pm.