



Agenda

Special Meeting of Council

Monday, 18 October 2021, 6.00pm

CITY OF FREMANTLE
NOTICE OF AN SPECIAL MEETING OF COUNCIL

Elected Members

A Special Meeting of Council of the City of Fremantle will be held on **Monday, 18 October 2021** in the Town Hall, located at 8 William Street, Fremantle commencing at 6.00 pm.

A handwritten signature in black ink, appearing to be 'G. J. M.', written in a cursive style.

A/Chief Executive Officer

15 October 2021

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CITY OF FREMANTLE

Special Meeting of Council

Agenda

1. Official opening, welcome and acknowledgement

Ngala kaaditj Whadjuk moort keyen kaadak nidja Walyalup boodja wer djinang Whadjuk kaaditjin wer nyiting boola yeye.

We acknowledge the Whadjuk people as the traditional owners of the greater Fremantle/Walyalup area and we recognise that their cultural and heritage beliefs are still important today.

2. Attendance, apologies and leave of absence

There are no previously received apologies or approved leave of absence.

3. Report of the returning officer – local government election held 16 October 2021

The report of the Returning Officer from the Local Government Elections held on 16 October 2021 will be provided for this meeting and will be read aloud by the Acting Chief Executive Officer.

4. Swearing in of newly elected mayor and councillors

In accordance with Section 2.29 of the *Local Government Act 1995*, a person elected as a councillor is to make a declaration in the prescribed form, and before a prescribed person, before acting in the office.

A Declaration of Office was made, in the presence of Mr John Alberti, Justice of the

Peace by:

XXXXXXXX

MAYOR

A Declaration of Office was made, in the presence of Mr John Alberti, Justice of the

Peace by:

XXXXXXXX

EAST WARD

A Declaration of Office was made, in the presence of Mr John Alberti, Justice of the

Peace by:

XXXXXXXX HILTON WARD

A Declaration of Office was made, in the presence of Mr John Alberti, Justice of the Peace by:

XXXXXXXX NORTH WARD

A Declaration of Office was made, in the presence of Mr John Alberti, Justice of the Peace by:

XXXXXXXX SOUTH WARD

A Declaration of Office was made, in the presence of Mr John Alberti, Justice of the Peace by:

XXXXXXXX BEACONSFIELD WARD

A Declaration of Office was made, in the presence of Mr John Alberti, Justice of the Peace by:

XXXXXXXX CITY WARD

5. Application for leave of absence

_____ requests a leave of absence from _____ to _____ inclusive

6. Disclosure of interest by members

Elected members must disclose any interest that may affect their decision-making. They may do this in a written notice given to the CEO; or at the meeting.

7. Public question time

Members of the public have the opportunity to ask a question or make a statement at council and committee meetings during public question time.

Further guidance on public question time can be viewed [here](#), or upon entering the meeting.

8. Elected members communications

Elected members may ask questions or make personal explanations on matters not included on the agenda.

9. Reports and recommendations from officers

SC2110-1 ELECTION OF DEPUTY MAYOR

Meeting Date:	18 October 2021
Responsible Officer:	Manager Governance
Decision Making Authority:	Council
Agenda Attachments:	Nil

SUMMARY

The position of Deputy Mayor becomes vacant when ordinary elections are held. The Council must now elect a new Deputy Mayor.

The purpose of this report is for the Council to elect a Deputy Mayor following the ordinary election held on 16 October 2021, in accordance with Schedule 2.3, Division 2 of the *Local Government Act 1995*.

BACKGROUND

If the Mayor is already elected the election of the Deputy Mayor is the first matter dealt with by the Council after an ordinary election, once the swearing in of the new members has been completed.

The role of the deputy mayor is to perform the functions of the mayor when authorised to do so under section 5.34 of the *Local Government Act 1995*.

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Schedule 2.3 and Schedule 4.1 of the *Local Government Act 1995* determines the process for electing a deputy mayor.

CONSULTATION

No consultation was undertaken for consideration in this report.

OFFICER COMMENT

Schedule 2.3 of the *Local Government Act 1995* determines when and how deputy mayors are elected. The process is summarised below:

1. The council is to elect a councillor to fill the office.
2. 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.
3. Nominations close at the meeting at a time announced by the person conducting the election, which is to be sufficient time after the announcement by that person

that nominations are about to close to allow for any nominations made to be dealt with.

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, orally or in writing, that they are 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. The votes will be counted and the successful candidate determined as if those votes were cast at an election.
7. The candidate who receives the greater or greatest number of votes is elected.
8. As soon as practicable after the result of the election is known, the person conducting the election is to declare and give notice of the result.

If two or more candidates, being the only candidates in the count, or the only candidates remaining in the count receive the same number of votes, the count is to be discontinued and not more than 7 days later, a special meeting of council is to be held. Nominations may be withdrawn, and further nominations may be made. At the special meeting the council members are to vote again.

If, at the special council meeting two or more candidates, being the only candidates remaining in the count, receive the same number of votes, the Mayor is to draw lots to determine which candidate is elected.

Once the result has been announced, the Deputy Mayor is to make a declaration in the prescribed form before taking office

DECLARATION OF RESULT

Councillor _____ was declared Deputy Mayor for the term of two years, to expire following the next ordinary election.

DECLARATION OF OFFICE

A Declaration of Office was made, in the presence of Mr John Alberti, Justice of the Peace by:

Councillor _____ Deputy Mayor

10. Closure