



# Minutes

## Special Meeting of Council

Wednesday 30 October 2023 6pm



## Table of Contents

1. Official opening, welcome and acknowledgement.....	2
2. Attendance, apologies and leave of absence .....	2
2.1 Attendance.....	2
2.2 Apologies .....	2
2.3 Leave of absence.....	2
3. Applications for leave of absence .....	2
4. Disclosures of interest by members .....	2
5. Responses to previous public questions taken on notice.....	3
6. Public Question Time.....	3
7. Reports and recommendations from officers.....	4
C2310-5 ELECTION OF DEPUTY MAYOR.....	4
8. Closure .....	6



## **1. Official opening, welcome and acknowledgement**

The Presiding Member declared the meeting open at 6:00pm and welcomed members of the public to the meeting.

## **2. Attendance, apologies and leave of absence**

### **2.1 Attendance**

Ms Hannah Fitzhardinge	Mayor/Presiding Member
Cr Jenny Archibald	Central Ward
Cr Geoff Graham	Central Ward
Cr Adin Lang	Coastal Ward
Cr Andrew Sullivan	Coastal Ward
Cr Jemima Williamson-Wong	Coastal Ward
Cr Fedele Camarda	East Ward
Cr Frank Mofflin	East Ward
Cr Doug Thompson	North Ward
Cr Ingrid van Dorssen	North Ward
Mr Glen Dougall	Chief Executive Officer
Mr Matt Hammond	Director City Business
Mr Pete Stone	A/Director Creative Arts and Community
Mr Graham Tattersall	Director Infrastructure
Mr Russell Kingdom	Director Planning, Place and Urban Development
Ms Melody Foster	Manager Governance
Ms Marie Vitanza	Meeting Support Officer

*There were 0 members of the public and no members of the press in attendance.*

### **2.2 Apologies**

Cr Ben Lawver                      East Ward

### **2.3 Leave of absence**

Nil.

## **3. Applications for leave of absence**

Nil.

## **4. Disclosures of interest by members**

Nil.



## **5. Responses to previous public questions taken on notice**

**Questions taken on notice at the Ordinary Meeting of Council held on 25 October 2023 will be answered within the minutes of the meeting.**

## **6. Public Question Time**

Nil.



## 7. Reports and recommendations from officers

### C2310-5 ELECTION OF DEPUTY MAYOR

<b>Meeting Date:</b>	30 October 2023
<b>Responsible Officer:</b>	Chief Executive Officer
<b>Decision Making Authority:</b>	Council
<b>Attachments:</b>	Nil

#### SUMMARY

**At the Ordinary Meeting of Council held on 25 October 2023, Council conducted a secret ballot to elect the Deputy Mayor.**

**Following the Council meeting, an error in the way the ballots were counted for the Deputy Mayor election has been identified and due to this error the election process undertaken is invalid and a new election will need to take place.**

**The purpose of this report is to call for nominations and conduct a new election for the office of the Deputy Mayor, in accordance with Schedule 2.3, Division 2 of the *Local Government Act 1995*.**

#### BACKGROUND

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 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 of Deputy Mayor.
2. Nominations for the office are to be given to the person conducting the election of the Deputy Mayor 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 of the Deputy Mayor, 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 of the Deputy Mayor 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.

The votes are to be counted, and the successful candidate determined, in accordance with Schedule 4.1 of the *Local Government Act 1995*. *A councillor must cast 1 first preference vote by writing on the ballot paper the numeral 1 in the square opposite the name of the candidate for whom the councillor votes as their first preference. If there are 2 or more other candidates, the councillor may cast preference votes by writing consecutive numerals from 2 (without repetition of any numeral) in the squares opposite the names of other candidates to indicate the order of the councillor's preference for those other candidates.*

Where the office of the Deputy Mayor has only two candidates, the first-preference votes for each candidate must be counted and the candidate who has the greater number of first-preference votes is elected.

Where the office of the Deputy Mayor has three or more candidates, the first-preference votes for each candidate must be counted. A candidate is elected if the number of first-preference votes for the candidate exceeds 50% of the total number of all the first-preference votes for candidates.

If two or more remaining candidates 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.



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

## **NOMINATIONS**

**The following nominations were received in writing:**

**Cr Jennifer Archibald  
Cr Andrew Sullivan**

## **DECLARATION OF RESULT**

**Councillor Jennifer Archibald 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 Ms Therese Alberti, Justice of the Peace by:**

**Councillor Jennifer Archibald**

**DEPUTY MAYOR**

## **8. Closure**

**The Presiding Member declared the meeting closed at 6:07pm.**