

Council Meeting Minutes

Wednesday 9 September 2020 at 6.00pm

Held online and livestreamed at [mrsc.vic.gov.au](https://www.mrsc.vic.gov.au)

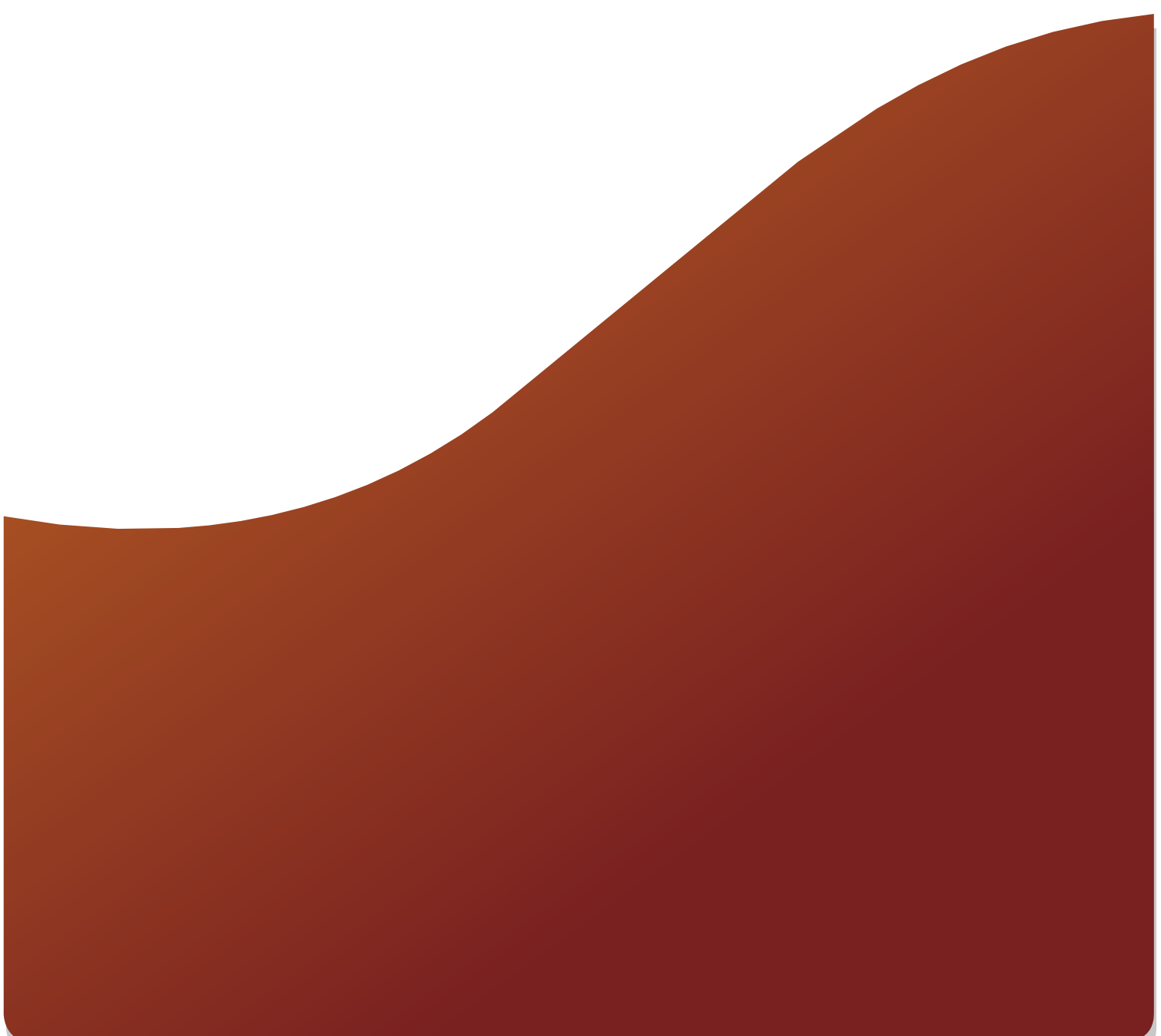


TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO.
1.	Recording and Live Streaming of this Council Meeting	1
2.	Present	1
3.	Apologies	1
4.	Declaration of Conflicts of Interest	2
5.	Appointment and Remuneration of an Acting Chief Executive Officer and Related Matters	3

1. RECORDING AND LIVE STREAMING OF THIS COUNCIL MEETING

The Mayor advised those present that the meeting would be recorded and streamed live on the internet in accordance with Council's *Live Streaming and Publishing Recording of Meetings Policy*, which can be viewed on Council's website.

The recording would be bookmarked, archived and made available on Council's website 48 hours after the meeting.

The Mayor noted the meeting was being held online and Councillors were attending via electronic means.

The meeting was conducted in accordance with Council's adopted Governance Rules, noting that as indicated in some parts of the agenda, procedures were slightly modified to ensure the meeting remained compliant but could run effectively in the online environment.

As this meeting was held online there was no one present in the public gallery.

The Mayor reminded those present that local government decision making, unlike state and federal government, does not afford the benefit of parliamentary privilege and hence no protection is afforded to Councillors and Council officers for comments made during meetings which are subsequently challenged in a court of law and determined to be slanderous.

2. PRESENT

Cr Henry Bleeck	East Ward
Cr Natasha Gayfer	East Ward
Cr Bill West	East Ward
Cr Mandi Mees (Deputy Mayor)	South Ward
Cr Helen Radnedge	South Ward
Cr Jennifer Anderson	West Ward
Cr Roger Jukes	West Ward
Cr Janet Pearce (Mayor)	West Ward

In Attendance

Mr Brian Glendenning	Manager Legal and Corporate Governance
Mr Brad Tellis	Coordinator Customer Service
Ms Val Alford	Customer Service Officer

3. APOLOGIES

Cr Andrew Twaits	South Ward
------------------	------------

4. DECLARATION OF CONFLICT OF INTERESTS

Nil

Closure of meeting to consider confidential matter

Cr Mees moved and Cr Radnedge seconded

That Council, in accordance with Section 66(2)(a) of the *Local Government Act 2020*, close the meeting to consider a report on the appointment of an Acting Chief Executive Officer for Macedon Ranges Shire Council, pursuant to Section 94 of the *Local Government Act 1989* in circumstances where that report includes consideration of confidential information.

For the purposes of Section 66(5) of the *Local Government Act 2020*, that confidential information includes personal information about persons who may be appointed to the position of Acting Chief Executive Officer and the current Chief Executive Officer, which if disclosed in an open meeting of the Council would result in unreasonable disclosure of personal information about those persons.

CARRIED

The meeting closed at 6.12 pm, pursuant to Section 66(2)(a) of the *Local Government Act 2020* to consider the following report:

APPOINTMENT AND REMUNERATION OF THE ACTING CHIEF EXECUTIVE OFFICER AND RELATED MATTERS

Purpose and Overview

To recommend the appointment of an Acting Chief Executive Officer to 21 October 2020 (following the notice given by Ms Margot Stork to resign from her position as Chief Executive Officer), to consider the remuneration for that Acting Chief Executive Officer, and related matters.

Recommendation

That Council, in accordance with Section 66(2)(a) of the *Local Government Act 2020*, close the meeting to consider a report on the appointment of an Acting Chief Executive Officer for Macedon Ranges Shire Council, pursuant to Section 94 of the *Local Government Act 1989* in circumstances where that report includes consideration of confidential information.

For the purposes of Section 66(5) of the *Local Government Act 2020*, that confidential information includes personal information about persons who may be appointed to the position of Acting Chief Executive Officer and the current Chief Executive Officer, which if disclosed in an open meeting of the Council would result in unreasonable disclosure of personal information about those persons.

Opening of meeting

The meeting re-opened at 7.05pm, pursuant to the carrying of a motion in closed session (moved by Cr West and seconded by Cr Radnedge) that the meeting to re-opened.

The Mayor, Cr Pearce advised the meeting that in the closed session of the Council meeting, the following resolutions had been carried, having been moved by Cr Mees and seconded by Cr Jukes:

That Council:

1. **Appoints, pursuant to section 94(1) of the *Local Government Act 1989*, Mr John Hausler to be the Acting Chief Executive Officer of the Macedon Ranges Shire Council.**
2. **Delegates to the Mayor and Deputy Mayor the power to execute on behalf of Council the “Acting CEO Contract of Employment” between Council and Mr John Hausler, in the form provided to Councillors in confidence.**
3. **Revokes the appointment of Ms Margot Stork to the position of Chief Executive Officer of the Macedon Ranges Shire Council.**
4. **Determines to pay to Ms Margot Stork payment of a sum in lieu of the remainder of the notice period in her Contract of Employment.**
5. **Thanks Ms Stork for her dedication and professionalism during her term as the Chief Executive Officer of Council and wishes her the very best for her future endeavours.**
6. **Declares that resolutions 1, 2, and 3 above take effect from the passing of those resolutions, and that the calculation of the sum to be paid to Ms Stork pursuant to resolution 4 is to be from the time of those resolutions.**
7. **Request the Acting Chief Executive Officer provide a report on the procurement of appropriately qualified recruitment professionals to assist the Council to recruit a well-qualified and experienced person to be permanently appointed to the position of the Chief Executive Officer of Council, with that appointment to be made by the Council after the 24 October 2020 election.**
8. **Notes that all delegations from the Council to the Chief Executive Officer apply to the Acting Chief Executive following his appointment.**
9. **Note that Council will further consider the appointment of an Acting Chief Executive Officer at the meeting of the Council on 21 October 2020.**
10. **Notes, for the purposes of the rule 11(b) of Council’s adopted *Governance Rules* that the extraordinary circumstances that prevented the giving of 7 days’ notice of this unscheduled meeting was the urgent need to facilitate an early transfer of responsibilities to the Acting Chief Executive Officer given the proximity of the local government elections on 24 October 2020.**

The Mayor, Cr Pearce, advised the meeting that Cr Bleeck had voted against the motion.

Closure of meeting

The meeting closed at 7.09pm

**Councillor Pearce
Mayor**