



NOTICE OF MEETING

Dear Elected Member

The next Special Council Meeting of the Shire of Perenjori will be held on Wednesday 24th April 2019 in the Council Chambers, Fowler Street, Perenjori commencing at 4.00 pm.

Paul Bawden
Chief Executive Officer
23rd April 2019

Shire of Perenjori Special Council Meeting 24th April 2019

Agenda

Copies forward to:

All Councillors

Cr LC Butler (Chairperson)
Cr JR Cunningham
Cr LD Hepworth
Cr JM Hirsch
Cr KJ Pohl
Cr GK Reid
Cr LJ Smith
Cr PJ Waterhouse
Cr RL White

Shire of Perenjori

AGENDA

Special Council Meeting

To be held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on 24th April 2019, commencing at 4.00 pm.

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19041.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

19041.2 OPENING PRAYER

19011.3 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

19011.4 NOTATIONS OF INTEREST

Financial Interest – Local Government Act s 5.60A

Proximity Interest – Local Government Act s 5.60B

Interest Affecting Impartiality – Reg 11 Local Government Act (Rules of Conduct) Regulation 2007

Indirect Financial – Local Government Act s 5.61

19042 SPECIAL BUSINESS**19043 MATTERS BEHIND CLOSED DOORS**

In accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is closed to the members of the public for this item as the following sub-section applied:

- a) *A matter affecting an employee or employees*
- b) *The personal affairs of any person;*
- c) *A matter that if disclosed, would reveal –*
 - i. *A trade secret; or*
 - ii. *Information that has a commercial value to a person; or*
 - iii. *Information about the business, professional, commercial or financial affairs of a person*

Officer Recommendation – Item 19043.1

In accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is closed to the members of the public for item 19043.1.1 as the following sub-sections apply:

- a) *A matter affecting an employee or employees***

19043.1.1 CONFIDENTIAL ITEM - EMPLOYEE MATTER

APPLICANT:	NIL
FILE:	NIL
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	PAUL BAWDEN - CEO
RESPONSIBLE OFFICER:	PAUL BAWDEN - CEO
REPORT DATE:	24TH APRIL 2019
ATTACHMENTS:	NIL

Council Motion – Item 19043.1.1

- 1. Council directs the CEO to pay all unpaid wages based on 41.5 Hr week, to Mr Ivan Wells since his formal wages ceased to be paid to the present, immediately and forthwith. This does not absolve the council of further payments that the SOPJ could be deemed responsible for in the future but could be deducted from payments agreed in future settlements. Nor does this payment indicate the termination of employment of Mr Ivan Wells.**
- 2. Council directs the CEO to advise LGIS that the Shire of Perenjori admits liability inadvertently resulting from several poor decisions (identified and reported by a temporary CEO) and the subsequent mismanagement of processes that ultimately led to the physical, emotional and reputational damage to Mr Ivan Wells that resulted in his workers compensation claim. The Shire expects LGIS to resolve Mr**

Wells' claim forthwith on this basis.

3. Council asks for a budget allowance of \$350,000.00 for 2020 to cover any costs not covered by LGIS that the Shire of Perenjori may be deemed liable for by law or at settlement of the case of Mr Ivan Wells."

Officer Recommendation– Item 19043.1.2

That Council move from behind closed doors.

19044 CLOSURE