



ITEMS FOR DEBATE

COUNCIL MEETING 15 FEBRUARY 2023

ADOPTION BY EXCEPTION RESOLUTION

<u>RECOMMENDATION</u>	
That the Committee Recommendations for items 12.2, 12.3 and 12.4 and the Officer Recommendations for items 15.1 and 17.1 be adopted en bloc:	
12.2	Policy and Legislation Committee – 25/1/2023 – COUNCIL POLICY REVIEW: VARIOUS
12.3	Finance Committee – 1/2/2023 – LIST OF PAYMENTS MADE – DECEMBER 2022 AND AUTHORITY FOR APPROVAL OF CEO EXPENSE REIMBURSEMENTS
12.4	Finance Committee – 1/2/2023 – FINANCIAL ACTIVITY STATEMENTS – YEAR TO DATE AS AT 31 DECEMBER 2022
15.1	RESERVE 46187 LOT 448 MARINE TERRANCE: OLD TENNIS CLUB BUILDING PREFERRED PROPONENT EXTENSION
17.1	COUNCILLORS' INFORMATION BULLETIN

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Item No. 12.1	Policy and Legislation Committee – 25/1/2023 – COUNCIL POLICY REVIEW: MEETINGS, INFORMATION SESSIONS AND DECISION MAKING PROCESSES	Pulled by Officers	Page 7
<p><u>AMENDED RECOMMENDATION</u></p> <p>That the Council adopts the amended Council policy: Meetings, Information Sessions and Decision Making Processes (the Policy) (Attachment A) to replace the current policy (Attachment B), with additional Committee amendments to points 5.11, 5.14, 5.15 and 5.22 to read as follows:</p> <p>5.11 Where a member of the public is not present to ask a submitted question it will be responded to administratively as general correspondence.</p> <p>5.14 Questions containing defamatory remarks, offensive language, or that question the competency or personal matters of Elected Members or employees may be ruled inappropriate by the Presiding Member subject to the Presiding Member taking reasonable steps to assist the member of the public to rephrase the question.</p> <p>5.15 There will be no debate or discussion on the response provided.</p> <p>5.22 Agenda briefing sessions provide Elected Members with the opportunity to ask questions of officers and other Elected Members on current Council agenda items.</p> <p>and additional officer amendments to create a new point 5.20 (with all subsequent points being renumbered):</p> <p>5.20 The CEO will keep a record of presenters who attend PAP including the agenda item on which they present.</p> <p>and amend point 5.11 and 5.29 (previously 5.28) to read as follows:</p> <p>5.11 Where a person is not present to ask their submitted question it will be responded to administratively as general correspondence. Councillors will be provided a copy of the response.</p> <p>5.29 In addition to the protocols already outlined in this Policy, the following will apply to public attendance:</p> <ul style="list-style-type: none">a. public addresses will be limited to a period of 5 minutes unless an extension is granted by the Presiding Member;b. respect will be shown to Councillors, employees and other members of the public;c. a person will not create a disturbance, interrupt or interfere with the proceedings;d. participation is in good faith. The Presiding Member may decide that a question or address is not to be responded to where the same or similar question or matter was raised by the same individual or group at a previous CAS or PAP;e. no person will be permitted to use any electronic, visual or audio recording device or instrument to record the proceedings without the permission of the Presiding Member, unless it is at the discretion of the CEO for the purposes of recordkeeping.			

REASONS FOR AMENDMENT

Amendments are proposed to point 5.11, 5.20 (new point) and 5.29 (previously 5.28).

The amendment to 5.11 indicates that Councillors will be provided a copy of the response, where a question is answered administratively due to a person not being in attendance at PQT.

The new point 5.20 reflects record keeping processes for Public Agenda Presentations.

The amendments to point 5.29 seeks to provide increased clarity in relation to when a Presiding Member may decide that a question or address is not to be responded to by providing a broader behavioural principle that participation is in good faith, with the Presiding Member considering whether a question is not to be responded to (where the same or similar question was previously raised by the same person or group) in this context. Additional minor grammatical amendments were also made to point 5.29.

OFFICER COMMENT

As above.

LOCAL GOVERNMENT (ADMINISTRATION) REGULATIONS REQUIREMENT

Pursuant to regulation 11(da) of the *Local Government (Administration) Regulations* 1996, if the amended recommendation is adopted by Council, the above Reasons will be recorded in the Minutes.