

5. CONFIRMATION OF MINUTES

5.2 Adopt Minutes Special Meeting of Council 25 February 2021

The purpose of this Report is for Council to adopt the Minutes of the Special Meeting of Council held on Thursday, 25 February 2021.

COUNCIL RESOLUTION

Moved By Cr. A. N. Smith

Seconded By Cr. P. T. Saxelby

That this Report be received and that:

1. The Unconfirmed Minutes of the Special Meeting of Council held on Thursday, 25 February 2021, copies of which have been circulated to Members, be taken as read and confirmed.

CARRIED



Special Meeting of Council Minutes

Date: Thursday, 25 February, 2021
Time: 9:30 am
Location: Miles Leichhardt Centre
29 Dawson Street
Miles QLD 4415

Voting Members: Cr. P.M. McVeigh (Chairperson)
Cr. A.N. Smith
Cr. K.A. Bourne
Cr. P.T. Saxelby
Cr. K.A. Maguire
Cr. I.J. Rasmussen
Cr. M.J. James
Cr. O.G. Moore
Cr. C.T. Tillman

Officers: R.A. Musgrove, Chief Executive Officer
S.M. Peut, General Manager (Corporate Services)
G.K. Cook, General Manager (Infrastructure Services)
J.K. Taylor, General Manager (Community and Liveability)
J.L. Weier, Senior Executive Officer
E. Kendall, Communications and Marketing Manager
C. Ole, Health Services Manager
S. Thompson, General Counsel

1. DECLARATION OF MEETING OPENING

The Chairperson declared the Meeting open at 9.45AM.

2. APOLOGIES

Nil.

3. CONFIDENTIAL ITEMS

Section 254J of the Local Government Regulation 2012 in relation to Closed meetings provides:

(1) A local government may resolve that all or part of a meeting of the local government be closed to the public.

(2) A committee of a local government may resolve that all or part of a meeting of the committee be closed to the public.

(3) However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—

(a) the appointment, discipline or dismissal of the chief executive officer;

(b) industrial matters affecting employees;

(c) the local government's budget;

(d) rating concessions;

(e) legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government;

(f) matters that may directly affect the health and safety of an individual or a group of individuals;

(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government;

(h) negotiations relating to the taking of land by the local government under the Acquisition of Land Act 1967;

(i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.

(4) However, a local government or a committee of a local government must not resolve that a part of a local government meeting at which a decision mentioned in section 150ER(2), 150ES(3) or 150EU(2) of the Act will be considered, discussed, voted on or made be closed.

(5) A resolution that a local government meeting be closed must—

(a) state the matter mentioned in subsection (3) that is to be discussed; and

(b) include an overview of what is to be discussed while the meeting is closed.

(6) A local government or a committee of a local government must not make a resolution (other than a procedural resolution) in a local government meeting, or a part of a local government meeting, that is closed.

COUNCIL RESOLUTION - CLOSE MEETING

MOVED by: Cr. A.N. Smith

Seconded by: Cr. M.J. James

That Council resolve to close the Meeting in accordance with Sections 254J (3) (A-I) of the *Local Government Regulation 2012* at 9.46AM to discuss the following Confidential Reports:

1. Community and Liveability Confidential Report - Council Owned and Operated Residential Aged Care Facilities (b,f).

CARRIED

COUNCIL RESOLUTION - REOPEN MEETING

MOVED by: Cr. P.T. Saxelby

Seconded by: Cr. K.A. Bourne

That Council resolve to reopen the Meeting at 10.06AM.

CARRIED

3.1 COMMUNITY AND LIVEABILITY

- 3.1.1 Community and Liveability Confidential Report - Council Owned and Operated Residential Aged Care Facilities

MOVED by: Cr. A.N. Smith

Seconded by: Cr. P.M. McVeigh

That the Report be received and that having regard to the health and welfare of residents in Council's aged care facilities and statutory obligations, that Council instruct the Chief Executive Officer to:

1. Request the Aged Care Quality & Safety Commission (ACQSC) undertake an *immediate* audit of the Tarcoola Residential Aged Care Facility in Tara and an audit of Carinya Residential Aged Care Facility in Miles;
2. Continue with urgent efforts to recruit Clinical Leads and qualified staff for its Aged Care facilities;
3. Direct that both facilities are not to admit any new residential or respite patients, until further direction; and
4. Provide advice back to Council immediately following the audits regarding Council's ability to continue to operate the aged care facilities in accordance with the Standards for age care under the *Aged Care Act 1997*(Cth).

CARRIED

4. MEETING CLOSURE

The Meeting concluded at 10.18am

I hereby certify that the foregoing is a true record of the Minutes of the Proceedings of the Special Meeting of Council held this 25th day of February 2021.

Submitted to the Ordinary Meeting of Council held this Wednesday, 17th March 2021.

Signed:

Cr. P.M. McVeigh

MAYOR OF WESTERN DOWNS REGIONAL COUNCIL