City of Bayswater

Minutes

Aged Care Asset Divestment Committee

Tuesday 25 May 2021

By signing these minutes I certify that they were confirmed at the Aged Care Asset Divestment Committee held on _____.

_____

CR SALLY PALMER
CHAIRPERSON

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Minutes of the Aged Care Asset Divestment Committee of the Bayswater City Council which took place in the Committee Room, City of Bayswater Civic Centre, 61 Broun Avenue, Morley on Tuesday 25 May 2021.

1 OFFICIAL OPENING

The Chairperson, Cr Sally Palmer, declared the meeting open at 5:04 pm.

2 ACKNOWLEDGEMENT OF COUNTRY

In accordance with the City of Bayswater's Reflect Reconciliation Action Plan November 2019-November 2020, the Presiding Member will deliver the Acknowledgement of Country.

Noongar Language

Ngalla City of Bayswater kaatanginy baalapa Noongar Boodja baaranginy, Whadjuk moort Noongar moort, boordiar's koora koora, boordiar's ye yay ba boordiar's boordawyn wah.

English Language Interpretation

We acknowledge the Traditional Custodians of the Land, the Wadjuk people of the Noongar Nation, and pay our respects to Elders past, present and emerging.

The Chairperson, Cr Sally Palmer acknowledged the Traditional Custodians of the land, the Whadjuk people of the Noongar nation, and paid respects to Elders past, present and emerging.

3 ATTENDANCE

Members

Cr Sally Palmer	Chairperson
Cr Dan Bull, Mayor	
Cr Giorgia Johnson	

Officers

Ms Lorraine Driscoll	Director Corporate and Strategy
Mr Kelley Ambrose	Manager Strategic Projects
Ms Karen D'Cunha	Personal Assistant/Director Corporate and Strategy

Observers

Press - 0
Public - 0

3.1 Apologies

Mr Andrew Brien	Chief Executive Officer

3.2 Approved Leave Of Absence

Nil.

4 DISCLOSURE OF INTEREST SUMMARY

In accordance with section 5.65 of the *Local Government Act 1995*:

A member who has an interest in any matter to be discussed at a Council or Committee meeting that will be attended by the member must disclose the nature of the interest -

(a) in a written notice given to the CEO before the meeting; or
(b) at the meeting immediately before the matter is discussed.

Name	Item No.	Type of Interest	Nature of Interest
Mr Andrew Brien, Chief Executive Officer	*11.1*	*Financial*	*Mr Brien declared a financial interest in this item as his son in law works for one of the tenderers. As such, Mr Brien will neither be attending the meeting nor reading the confidential agenda.*

The following disclosures of interest were made at the meeting:

Nil.

5 DELEGATED AUTHORITY BY COUNCIL

There are no item appearing in this agenda for which the Aged Care Asset Divestment Committee has been granted delegated authority by Council in accordance with section 5.23(1)(b) of the *Local Government Act 1995 (WA)*; this meeting is closed to the Public.

6 TERMS OF REFERENCE

TERMS OF REFERENCE Aged Care Asset Divestment Committee	
Purpose:	To review and monitor all actions in relation to the divestment of Aged Care Assets as outlined in the proposed confidential Memorandum of Understanding and to make recommendations to Council on any actions required to progress the divestment of aged care assets.
Membership:	Membership of the Committee comprises: 3 x City of Bayswater representatives; Chief Executive Officer; and Director Corporate and Strategy In accordance with section 5.11A of the *Local Government Act 1995*, all other Councillors are appointed as Deputy Members of the Aged Care Governance Committee for the term 31 October 2017 to 12 October 2019 in the following order: If a Member is unable to attend a meeting, the order of appointment of the Deputy at that meeting will be based on: i) Councillor of the same Ward as the Member of the Committee; and ii) Length of service
Meetings:	Committee meetings are to be in accordance with the City of Bayswater Standing Orders Local law. The Chairperson is responsible for the proper conduct of the Committee. The Committee has no delegated power or duty to implement its

	recommendations without approval of Council.
Meeting Frequency:	Monthly or as required.
Meeting Date and Time:	When suitable.
Location:	City of Bayswater Civic Centre.
Liaison Officer:	Director Corporate and Strategy or nominated officer.

7 CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION

The Minutes of the Aged Care Asset Divestment Committee held on 6 April 2021 which have been distributed, be confirmed as a true and correct record.

Cr Giorgia Johnson Moved, Cr Dan Bull, Mayor Seconded

CARRIED UNANIMOUSLY: 3/0

For: ***Cr Sally Palmer, Cr Giorgia Johnson and Cr Dan Bull, Mayor.***
Against: ***Nil.***

8 REPORTS

9 PREVIOUS MATTERS DEALT WITH NOT ON THE AGENDA

Reconciliation arising from past meetings:

Nil.

10 GENERAL BUSINESS

Nil.

11 CONFIDENTIAL ITEMS

11.1 Update On The Divestment Of Aged Care Assets

Responsible Branch:	Strategic Projects
Responsible Directorate:	Corporate and Strategy
Authority/Discretion:	Executive/Strategic
Voting Requirement:	Simple Majority

REASON FOR CONFIDENTIALITY

Item 11.1, Update on the Divestment of Aged Care Assets is a CONFIDENTIAL REPORT in accordance with section 5.23(2) of the Local Government Act 1995 (WA), which permits the meeting to be closed to the public for the business relating to:

(e) *a matter that if disclosed, would reveal —*

(iii) *information about the business, professional, commercial or financial affairs of a person.*

COMMITTEE RESOLUTION

That the meeting be closed to the public and the recording be suspended.
Cr Dan Bull, Mayor Moved, Cr Giorgia Johnson Seconded

CARRIED UNANIMOUSLY: 3/0

For: ***Cr Sally Palmer, Cr Giorgia Johnson, Cr Dan Bull, Mayor.***
Against: ***Nil.***

At 5:06 pm, the meeting closed to the public.

COMMITTEE RECOMMENDATION TO COUNCIL
(OFFICER'S RECOMMENDATION)

That the recommendation as contained in the "Confidential Report" be adopted.

Cr Giorgia Johnson Moved, Cr Dan Bull, Mayor Seconded

CARRIED UNANIMOUSLY: 3/0

For: ***Cr Sally Palmer, Cr Giorgia Johnson and Cr Dan Bull, Mayor.***
Against: ***Nil.***

COMMITTEE RESOLUTION

That the meeting be reopened to the public and the recording be resumed.
Cr Giorgia Johnson Moved, Cr Dan Bull, Mayor Seconded

CARRIED UNANIMOUSLY: 3/0

For: ***Cr Sally Palmer, Cr Giorgia Johnson and Cr Dan Bull, Mayor.***
Against: ***Nil.***

At 5:32 pm, the meeting was reopened to the public.

12 NEXT MEETING

The next meeting of the Aged Care Asset Divestment Committee will take place in the Committee Room, City of Bayswater Civic Centre, 61 Broun Avenue, Morley on a date to be advised.

13 CLOSURE

There being no further business to discuss, the Chairperson, Cr Sally Palmer, declared the meeting closed at 5:33 pm.