

# Minutes

## Aged Care Asset Divestment Committee

**Wednesday 16 March 2022\***

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

---

**CR DAN BULL  
CHAIRPERSON**

*\*This meeting was adjourned at 7:05pm on Wednesday 16 March 2022 and reconvened at 6:30pm on Monday 21 March 2022.*

## Table Of Contents

<b>1 OFFICIAL OPENING .....</b>	<b>3</b>
<b>2 ACKNOWLEDGEMENT OF COUNTRY .....</b>	<b>3</b>
<b>3 ATTENDANCE .....</b>	<b>3</b>
<b>3.1 Apologies .....</b>	<b>3</b>
<b>3.2 Approved Leave Of Absence .....</b>	<b>3</b>
<b>4 DISCLOSURE OF INTEREST SUMMARY .....</b>	<b>4</b>
<b>5 DELEGATED AUTHORITY BY COUNCIL .....</b>	<b>4</b>
<b>6 TERMS OF REFERENCE .....</b>	<b>4</b>
<b>7 CONFIRMATION OF MINUTES .....</b>	<b>4</b>
<b>8 REPORTS .....</b>	<b>6</b>
<b>9 PREVIOUS MATTERS DEALT WITH NOT ON THE AGENDA .....</b>	<b>6</b>
<b>10 GENERAL BUSINESS .....</b>	<b>6</b>
<b>11 CONFIDENTIAL ITEMS .....</b>	<b>6</b>
<b>11.1 Evaluation Of Tender Submissions - Update For March 2022 .....</b>	<b>6</b>
<b>12 NEXT MEETING .....</b>	<b>8</b>
<b>13 CLOSURE .....</b>	<b>8</b>

**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. The meeting began on Wednesday 16 March 2022 and was adjourned to Monday 21 March 2022.

---

## **1 OFFICIAL OPENING**

The Chairperson, Cr Dan Bull, declared the meeting open at 6:30 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, Wadjuk 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 Whadjuk people of the Noongar Nation, and pay our respects to Elders past, present and emerging.*

The Chairperson, Cr Dan Bull 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 Dan Bull	Chairperson
Cr Josh Eveson	
Cr Giorgia Johnson	

### Officers

Mr Des Abel	Acting Chief Executive Officer
Ms Lorraine Driscoll	Director Corporate and Strategy
Mr Kelley Ambrose	Manager Governance and Strategy
Ms Philippa Gray	Acting Personal Assistant/ Director Corporate and Strategy

### Leave of Absence

Nil.

### **3.1 Apologies**

Nil.

### **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.

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	
<b>Purpose:</b>	The purpose of the Committee is to review and monitor all actions in relation to the divestment of the City's aged care assets, including negotiations with shortlisted proponents, the land valuation and disposal processes required under the <i>Local Government Act 1995 (WA)</i> and related legislation, negotiations with the State Government on land leases which are central to the divestment, and to make recommendations to Council on any actions required to progress the divestment of aged care assets while ensuring the continuity of the management agreements for the sites until such time as divestment is achieved.
<b>Elected Member membership:</b>	Three Elected Members* *minimum three required under legislation.
<b>External Member membership:</b>	Nil.
<b>Role of Representatives:</b>	The roles and responsibilities of the City of Bayswater representatives on this Committee are: <ul style="list-style-type: none"> <li>• Member in own right; and</li> <li>• Spokesperson for City of Bayswater.</li> </ul>
<b>Non-Voting members:</b>	The Chief Executive Officer (or representative) and the Director Corporate and Strategy are required to attend the Committee meeting but are not members.
<b>Delegated Authority:</b>	Nil.
<b>Meetings:</b>	Committee meetings are to be in accordance with the <i>City of Bayswater Standing Orders Local Law 2021</i> .
<b>Meeting Frequency:</b>	Monthly or as required.
<b>Meeting Date and Time:</b>	When suitable.
<b>Location:</b>	City of Bayswater Civic Centre.
<b>Liaison Officer:</b>	Director Corporate and Strategy or nominated officer.

#### 7 CONFIRMATION OF MINUTES

##### 7.1 Sub Committee Meeting

#### COMMITTEE RESOLUTION

**The Minutes of the Aged Care Asset Divestment Committee held on 23 November 2021 which have been distributed, be confirmed as a true and correct record.**

**Cr Josh Eveson Moved, Cr Giorgia Johnson Seconded**

**CARRIED UNANIMOUSLY: 3/0**

***For: Cr Dan Bull, Cr Josh Eveson and Cr Giorgia Johnson.***

***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 Evaluation Of Tender Submissions - Update For March 2022**

<b>Responsible Branch:</b>	Governance and Strategy
<b>Responsible Directorate:</b>	Corporate and Strategy
<b>Authority/Discretion:</b>	Executive/Strategic
<b>Voting Requirement:</b>	Simple Majority
<b>Attachments:</b>	1. Attachment 1 to report to ACDC March 2022 [11.1.1 - 1 page]
<b>Refer:</b>	Item 11.1: OCM 6.4.2021 Item 11.1: OCM 25.5.2021 Item 14.1.1: OCM 24.8.2021 Item 14.1.2: OCM 7.12.2021

**REASON FOR CONFIDENTIALITY**

*This 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.

Cr Georgia Johnson Moved, Cr Josh Eveson Seconded

**CARRIED UNANIMOUSLY: 3/0**

**For:** Cr Dan Bull, Cr Josh Eveson and Cr Georgia Johnson.

**Against:** Nil.

At 6:32 pm, the meeting closed to the public .

**PROCEDURAL MOTION**

That, in accordance with clause 15.1(b) of the *City of Bayswater Standing Orders 2021*, the meeting now adjourn to 6.30pm, Monday 21 March 2022.

Cr Georgia Johnson Moved, Cr Josh Eveson Seconded

**CARRIED UNANIMOUSLY: 3/0**

**For:** Cr Dan Bull, Cr Josh Eveson and Cr Georgia Johnson.

**Against:** Nil.

*At 7.05pm the meeting was adjourned.*

*In accordance with the above procedural motion, the Committee met again at 6:30pm on Monday 21 March 2022.*

**PROCEDURAL MOTION**

**That, in accordance with clause 15.1(b) of the *City of Bayswater Standing Orders 2021*, the meeting be reconvened at 6.43pm, Monday 21 March 2022.**

**Cr Josh Eveson Moved, Cr Giorgia Johnson Seconded**

**CARRIED UNANIMOUSLY: 3/0**

***For: Cr Dan Bull, Cr Josh Eveson and Cr Giorgia Johnson.***

***Against: Nil.***

*At 6.43pm, the meeting was reconvened.*

**COMMITTEE RECOMMENDATION TO COUNCIL  
(OFFICER'S RECOMMENDATION)**

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

**Cr Dan Bull Moved, Cr Giorgia Johnson Seconded**

**CARRIED UNANIMOUSLY: 3/0**

***For: Cr Dan Bull, Cr Josh Eveson and Cr Giorgia Johnson.***

***Against: Nil.***

**COMMITTEE RESOLUTION**

**That the meeting be reopened to the public.**

**Cr Giorgia Johnson Moved, Cr Josh Eveson Seconded**

**CARRIED UNANIMOUSLY: 3/0**

***For: Cr Dan Bull, Cr Josh Eveson and Cr Giorgia Johnson.***

***Against: Nil.***

*At 7:10 pm, the meeting reopened to the public.*

**12 NEXT MEETING**

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

**13 CLOSURE**

There being no further business to discuss, the Chairperson, Cr Dan Bull, declared the meeting closed at 7:10 pm on Monday 21 March 2022.