

Minutes

Aged Care Asset Divestment Committee

Thursday 2 March 2023

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

**CR DAN BULL
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 Thursday 2 March 2023.

1 OFFICIAL OPENING

The Presiding Member, Cr Dan Bull, declared the meeting open at 4:02pm.

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 Presiding Member, 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
Cr Georgia Johnson
Cr Filomena Piffaretti (Deputy)

Officers

Mr Jeremy Edwards	Chief Executive Officer
Mr Alan Ferris	A/Director Corporate and Strategy
Mr Kelley Ambrose	Manager Business Services
Ms Noor Al Hilaly	Personal Assistant/Director Corporate and Strategy

Observers

Press - 0
Public - 0

3.1 Apologies

Cr Josh Eveson

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.

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:	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.
Elected Member membership:	Three Elected Members* * <i>minimum three required under legislation.</i>
External Member membership:	Nil.
Role of Representatives:	The roles and responsibilities of the City of Bayswater representatives on this Committee are: <ul style="list-style-type: none"> • Member in own right; and • Spokesperson for City of Bayswater.
Non-Voting members:	The Chief Executive Officer (or representative) and the Director Corporate and Strategy are required to attend the Committee meeting but are not members.
Delegated Authority:	Nil.
Meetings:	Committee meetings are to be in accordance with the <i>City of Bayswater Standing Orders Local Law 2021</i> .
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**7.1 Sub Committee Meeting****COMMITTEE RESOLUTION TO COUNCIL**
(OFFICER'S RECOMMENDATION)

The Minutes of the Aged Care Asset & Divestment Committee Meeting held on 19 December 2022 which have been distributed, be confirmed as a true and correct record.

Cr Giorgia Johnson Moved, Cr Filomena Piffaretti, Mayor Seconded

CARRIED UNANIMOUSLY: 3/0

For: Cr Dan Bull, Cr Filomena Piffaretti, Mayor and Cr Giorgia Johnson.

Against: Nil.

8 REPORTS

Nil.

9 PREVIOUS MATTERS DEALT WITH NOT ON THE AGENDA

Reconciliation arising from past meetings:

Nil.

10 GENERAL BUSINESS

Nil.

11 CONFIDENTIAL ITEMS**11.1 Business Plan for Major Land Transaction**

Responsible Branch:	Business Services
Responsible Directorate:	Corporate & Strategy
Authority/Discretion:	Executive/Strategic
Voting Requirement:	Simple Majority

REASON FOR CONFIDENTIALITY

Item 11.1 Business Plan for Major Land Transaction 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 RECOMMENDATION TO COUNCIL
(OFFICE'S RECOMMENDATION)

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

COMMITTEE RESOLUTION

That the meeting be closed to the public.

Cr Giorgia Johnson Moved, Cr Filomena Piffaretti, Mayor Seconded

CARRIED UNANIMOUSLY: 3/0

For: ***Cr Dan Bull, Cr Filomena Piffaretti, Mayor and Cr Giorgia Johnson.***

Against: ***Nil.***

At 4:04pm, the meeting closed to the public.

11.2 Update On Divestment Of Mertome Gardens

Responsible Branch:	Business Services
Responsible Directorate:	Corporate & Strategy
Authority/Discretion:	Executive/Strategic
Voting Requirement:	Simple Majority

REASON FOR CONFIDENTIALITY

Item 10.2 Update on Divestment of Mertome Gardens 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 RECOMMENDATION TO COUNCIL
(OFFICE'S RECOMMENDATION)

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

COMMITTEE RESOLUTION

That the meeting be closed to the public and the recording be suspended.

Cr Giorgia Johnson Moved, Cr Filomena Piffaretti, Mayor Seconded

CARRIED UNANIMOUSLY: 3/0

For: *Cr Dan Bull, Cr Filomena Piffaretti, Mayor and Cr Giorgia Johnson.*

Against: *Nil.*

At 4:40pm, the meeting reopened to the public.

12 NEXT MEETING

The next meeting of the Aged Care Asset Divestment Committee will take place at a time and date to be determined.

13 CLOSURE

There being no further business to discuss, the Chairperson, Cr Dan Bull, declared the meeting closed at 4:40pm.