

Minutes

Aged Care Asset Divestment Committee

Monday 21 August 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 Monday 21 August 2023.

1 OFFICIAL OPENING

The Presiding Member, Cr Dan Bull, declared the meeting open at 12:05 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 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

In accordance with r14C(2)(b) of the Local Government (Administration) Regulations 1996, and the City of Bayswater Electronic Attendance Policy, Cr Filomena Piffaretti, Mayor, gave approval for Councillors Bull, Eveson and Johnson to attend this meeting via electronic means.

Members

Cr Dan Bull	Chairperson (attended via electronic means)
Cr Josh Eveson	(attended via electronic means)
Cr Giorgia Johnson	(attended via electronic means)

Officers

Mr Jeremy Edwards	Chief Executive Officer
Ms Kym Leahy	Director Corporate Services
Mr Kelley Ambrose	Contracts and Procurement Manager
Ms Noor Al Hilaly	Personal Assistant/Director Corporate Services

Observers

Cr Filomena Piffaretti
Press - 0
Public - 0

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.

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* *minimum three required under legislation.
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**

The Minutes of the Aged Care Asset Divestment Committee held on 17 May 2023 which have been distributed, be confirmed as a true and correct record.

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.

8 REPORTS

Nil.

9 PREVIOUS MATTERS DEALT WITH NOT ON THE AGENDA

Nil.

10 GENERAL BUSINESS

Nil.

11 CONFIDENTIAL ITEMS

Whilst it was not confirmed at the meeting, those Councillors attending electronically made a written declaration following the meeting to confirm that confidentiality was maintained during that portion of the meeting that was closed to the public.

11.1 Outcome of Major Land Transaction

Responsible Branch:	Financial Services
Responsible Directorate:	Corporate Services
Authority/Discretion:	Executive/Strategic
Voting Requirement:	Simple Majority

REASON FOR CONFIDENTIALITY

Item 11.1 Outcome of 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 RESOLUTION

That the meeting go behind closed doors to consider confidential item 11.1.

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 12:07pm, the meeting went behind closed doors.

COMMITTEE RECOMMENDATION TO COUNCIL

OFFICER'S RECOMMENDATION

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

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.

COMMITTEE RESOLUTION

That the meeting come out from behind closed doors.

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 12:18pm, the meeting came out from behind closed doors.

12 NEXT MEETING

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

13 CLOSURE

There being no further business to discuss, the Chairperson, Cr Dan Bull, declared the meeting closed at 12:18pm.