

**Minutes**  
of the  
**Special Council Meeting**  
held  
Wednesday 21 April 2021  
at  
9am

City of Gold Coast Council Chambers  
135 Bundall Road, Surfers Paradise

**Minutes of the Special Meeting of the Council of the City of Gold Coast held at the City of Gold Coast Chambers, 135 Bundall Road, Surfers Paradise, on Wednesday 21 April 2021, at 9am.**

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**1 ATTENDANCE**

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Cr M Hammel  
Cr W M A Owen-Jones  
Cr D Gates  
Cr C M Caldwell  
Cr P J Young  
Cr B Patterson  
Cr R Bayldon-Lumsden  
Cr R La Castra arrived at 9.04am  
Cr G M Tozer  
Cr D Taylor  
Cr H H C Vorster  
Cr P C Young  
Cr D I McDonald  
Cr G M O'Neill

Mr A J McCabe A/Chief Executive Officer  
Ms C Watt City Solicitor  
Mr L Wallace Chief of Staff  
Mr B Case Executive Officer City Projects  
Mr H Kiddle Executive Co-ordinator Legal Services

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**1.1 LEAVE OF ABSENCE / APOLOGIES**

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Nil

**2 CONFLICTS OF INTEREST**

**2.1 Declarable Conflict of Interest – During Meeting**

Councillor Name	Cr PC Young		
Matter Description	Appointment of CEO Position		
Meeting Name	Council Meeting		
Meeting Date	21 April 2021		
Item Number	3 & 4	Item Reference	

Pursuant to section 150EQ(2) of the *Local Government Act 2009*, I hereby provide notice that I have a declarable conflict of interest in this matter, the nature and particulars of which are as follows:

Nature of the declarable conflict of interest	
Provided a reference for an interviewee today	
<b>If the declarable conflict of interest arises because of the councillor's relationship with a related party</b>	
The name of the related party	Alton Twine
The nature of the relationship of the related party to the councillor	Current Director of Council
The nature of the related party's interests in the matter	I am a referee for Mr Alton Twine
<b>If the councillor's or related party's personal interests arise because of the receipt of a gift or loan from another person</b>	
The name of the other person	
The nature of the relationship of the other person to the councillor or related party	
The nature of the other person's interests in the matter	
The value of the gift or loan, and the date the gift was given or loan was made	
<input type="checkbox"/> I am voluntarily deciding not to participate in making a decision about the matter.	
<input checked="" type="checkbox"/> I am seeking permission to participate in making a decision about the matter.	

**2 CONFLICTS OF INTEREST (Continued)**

2.1 Declaration (Continued)

The reasons why my participation would improve decision making in the public interest are as follows:

I agreed to be a referee for Alton Twine because I deal with him directly in my capacity as Chair of the Transport and Infrastructure Committee. Despite this, I have an open and persuadable mind in relation to the recruitment decision and believe my professional relationship with Mr Twine will not affect my consideration of the matter or undermine public trust in the decision-making process.

**PROCEDURAL MOTION** moved Cr Tate seconded Cr Caldwell

**Pursuant to section 150ES(3)(a) of the *Local Government Act 2009*, Council resolves that:**

**A Cr PC Young may participate in the decision despite the Councillor's conflict of interest because she has an open and persuadable mind.**

A division was called

For	12	Cr Hammel, Cr PJ Young, Cr Patterson, Cr O'Neill, Cr Caldwell, Cr McDonald, Cr Owen-Jones, Cr Taylor, Cr Tozer, Cr Vorster, Cr Tate, Cr Gates
Against	1	Cr Bayldon-Lumsden
Abstained	0	
Absent	1	Cr La Castra
Did not Vote	1	Cr PC Young

**CARRIED**

Cr PC Young did not vote

Cr La Castra was not present for discussion and voting on the declaration.

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**3 STAFF MATTER**

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3.1 STAFF MATTER – CONFIDENTIAL

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**CLOSED SESSION  
LOCAL GOVERNMENT ACT 2009 AND SUPPORTING REGULATIONS**

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**PROCEDURAL MOTION** moved Cr Tate seconded Cr Gates

**That Council move into Closed Session pursuant to section 254J (3) of the *Local Government Regulation 2012*, for consideration of the following item for the reason shown:-**

Item	Subject	Reason
3	Staff Matter	The appointment, dismissal or discipline of the Chief Executive Officer
4	CEO Recruitment	The appointment, dismissal or discipline of the Chief Executive Officer
5	Brisbane 2032 Olympic And Paralympic Games	A matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.

**CARRIED**

**PROCEDURAL MOTION** moved Cr Owen-Jones seconded Cr La Castra

**That the Council move into Open Session.**

**CARRIED**

Following resumption into Open Session Items 3, 4 & 5 were moved and carried as shown on the following pages.

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**3 STAFF MATTER (Continued)**

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3 STAFF MATTER – CONFIDENTIAL (Continued)

**RESOLUTION** G21.0421.001 moved Cr Tate seconded Cr Owen-Jones

- 1 That the report remains confidential in accordance with sections 171(3) and 200(4) of the *Local Government Act 2009*.**
- 2 That Council notes the content of the report and the verbal advice provided by the City Solicitor.**

**CARRIED UNANIMOUSLY**

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**4 CEO RECRUITMENT**

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4.1 CEO RECRUITMENT

**RESOLUTION** G21.0421.002 moved Cr Owen-Jones seconded Cr Tate

- 1 That the report remains confidential in accordance with sections 171(3) and 200(4) of the *Local Government Act 2009*.**
- 2 The Council affirms its ongoing commitment to the Local Government Principles:-**
  - a transparent and effective processes, and decision-making in the public interest; and**
  - b sustainable development and management of assets and infrastructure, and delivery of effective services; and**
  - c democratic representation, social inclusion and meaningful community engagement; and**
  - d good governance of, and by, local government; and**
  - e ethical and legal behaviour of councillors, local government employees and councillor advisors.**
- 3 Pursuant to section 195 of the Local Government Act 2009 Council resolve to appoint Joe McCabe as the Acting Chief Executive Officer, continuing until the appointment of the new Chief Executive Officer.**
- 4 Pursuant to section 194 of the Local Government Act 2009 the Council commence a fresh recruitment process for the appointment of the Chief Executive Officer.**
- 5 That the process for the appointment of the Chief Executive officer be managed by the Office of the Mayor and that appropriate external support and professional appointment, legal and other advice be retained and funded from an appropriate cost centre (refer confidential attachment 1), noting:**
  - a That the City is to appoint a professional agency to re-advertise the vacant position;**
  - b The advertising campaign be commenced by July 2021;**
  - c The panel present a short list of candidates to Council by September 2021.**
- 6 That the Office of the Mayor liaises with the Department of Local Government, Racing & Multicultural Affairs to ensure that the appointment process continues to meet with the Council expectation that the highest level of accountability and transparency is adhered to.**
- 7 That the Office of the Mayor provides at least monthly written updates to Council on all aspects of the appointment process.**

A division was called.

For	14	Cr Hammel, Cr Owen-Jones, Cr Gates, Cr Caldwell, Cr PJ Young, Cr Patterson, Cr Bayldon-Lumsden, Cr La Castra, Cr Taylor, Cr Vorster, Cr PC Young, Cr McDonald, Cr O'Neill, Cr Tate
Against	1	Cr Tozer
Abstained	0	
Absent	0	
Did Not Vote	0	

**CARRIED**

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**4 CEO RECRUITMENT (Continued)**

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4.1 CEO RECRUITMENT (Continued)

**PAGE 8 REMAINS CONFIDENTIAL**



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**5 BRISBANE 2032 OLYMPIC AND PARALYMPIC GAMES**

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5 BRISBANE 2032 OLYMPIC AND PARALYMPIC GAMES

**PROCEDURAL MOTION** moved Cr Tate seconded Cr Gates

Meeting Adjourned at 11.43am

**CARRIED**

**PROCEDURAL MOTION** moved Cr Tate seconded Cr Taylor

Meeting Reconvened at 12.00pm

**CARRIED**

Cr La Castra left the room at 12.45pm

Cr La Castra returned to the room at 12.52pm

**PROCEDURAL MOTION** moved Cr Tate seconded Cr Vorster

Meeting adjourned at 1.16pm

**CARRIED**

**PROCEDURAL MOTION** moved Cr Tate seconded Cr PC Young

Meeting reconvened at 1.41pm

**CARRIED**

**RESOLUTION** G21.0421.003 moved Cr Tate seconded Cr Caldwell

- 1 That the report and attachments remain confidential in accordance with sections 171(3) and 200(4) of the *Local Government Act 2009*.**
- 2 That Council approves its commitment and support to the election of Brisbane, Queensland as the Host City of the 2032 Olympic and Paralympic Games.**
- 3 That Council enters into the Delivery Partner Guarantee Deed (Deed) in substantially the form as contained in Attachment 2 and authorises the Chief Executive Officer and or Mayor or give effect to this, subject to the Deed being amended such that it is made subject to and conditional upon the parties entering into a long form Delivery Partner Agreement as contemplated by clause 3.1 of the Deed as follows:-**
  - Insert a new clause 2.2:**
    - ‘This Deed is subject to and conditional upon the parties entering into the Delivery Partner Agreement which will include specific requirements of the Delivery Partners in respect to the Gold Coast Athletes Village.’**
- 4 That Council authorise the Mayor and Chief Executive Officer to execute the Venue Use Guarantees as required by clause 2.2 of Schedule of the Deed.**
- 5 That a further update report be brought back to Council upon the IOC’s decision in regard to the awarding of the 2032 host.**

**CARRIED UNANIMOUSLY**

**There being no further business, the meeting was declared closed at 2.17pm.**

**I hereby certify that these pages Numbered 1 to 10 constitute**

**The Minutes of the Meeting**

**of the Council of the City of Gold Coast**

**held Wednesday 21 April 2021.**

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**MAYOR**