



# AGENDA

## **SPECIAL MEETING OF ELECTORS**

**Monday 26 August 2024**

**6.30pm**

**City of Albany Council Chambers**

## LEGISLATIVE CONTEXT\*

### Local Government Act 1995\*

In accordance with the *Local Government Act 1995*, being:

#### Section 5.29. Convening electors' meetings

- (1) The CEO is to convene an electors' meeting by giving –
  - (a) at least 14 days' local public notice; and
  - (b) each council member of at least 14 days' notice,of the date, time, place and purpose of the meeting.
- (2) Local public notice referred to in subsection (1)(a) is to be treated as having commenced at the time the notice is first given and is to continue in the prescribed way until the meeting has been held.

#### Section 5.30. Who presides at electors' meetings (in part)

- (1) The Mayor or President is to preside at electors' meetings.
- (2) If the circumstances mentioned in section 5.34(a) or (b) apply the deputy mayor or deputy president may preside at an electors' meeting in accordance with that section.

#### Section 5.31. Procedure for electors' meetings

The procedure to be followed at, and in respect of, electors' meetings and the methods of voting at electors' meetings are to be in accordance with the regulations.

#### Section 5.32. Minutes of electors' meetings

The CEO is to –

- (a) cause minutes of the proceedings at an electors' meeting to be kept and preserved; and
- (b) ensure that copies of the minutes are made available for inspection by members of the public before the council meeting at which decisions made at the electors' meeting are first considered.

#### Section 5.33. Decisions made at electors' meetings

- (1) All decisions made at an electors' meeting are to be considered at the next ordinary council meeting or, if that is not practicable –
  - (a) at the first ordinary council meeting after that meeting; or
  - (b) at a special meeting called for that purpose,whichever happens first.
- (2) If at a meeting of the council a local government makes a decision in response to a decision made at an electors' meeting, the reasons for the decision are to be recorded in the minutes of the council meeting.

### Local Government (Administration) Regulations 1996\*

In accordance with Part 3 of the *Local Government (Administration) Regulations 1996*:

#### Regulation 17. Voting at meeting (Act s.5.31)

- (1) Each elector who is present at a general or special meeting of electors is entitled to one vote on each matter to be decided at the meeting but does not have to vote.
- (2) All decisions at a general or special meeting of electors are to be made by a simple majority of votes.
- (3) Voting at a general or special meeting of electors is to be conducted so that no voter's vote is secret.

#### Regulation 18. Procedure at meeting (Act s.5.31)

Subject to regulations 15 and 17, the procedure to be followed at a general or special meeting of electors is to be determined by the person presiding at the meeting.

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**NOTICE OF A SPECIAL MEETING OF ELECTORS**

*Dear Mayor and Councillors,*

*The City of Albany received a compliant Form 1, Request for a Special Meeting of Electors on 23 July 2024. In accordance with 5.29 of the Local Government Act 1995, a Special Meeting of Electors' will be convened on Monday 26 August 2024 in the Council Chambers, 102 North Road, Yakamia commencing at 6.30pm.*

*The purpose of the meeting is to discuss the promotion of sexualizing children in the City of Albany through unrestricted books in the Town Library and events held during the month of February 2024.*

*\*In accordance with the Local Government Act 1995, the purpose of the meeting as outlined above is an extract from the Form 1 submitted to the City of Albany requesting the Special Electors Meeting. This statement was not authored by the City of Albany.\**



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Andrew Sharpe

**CHIEF EXECUTIVE OFFICER**

**SPECIAL MEETING OF ELECTORS**  
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**SPECIAL MEETING OF ELECTORS**

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**1. DECLARATION OF OPENING**

*The Mayor as the Presiding Member will make the declaration to open the meeting.*

**2. PRAYER AND ACKNOWLEDGEMENT OF TRADITIONAL LANDOWNERS**

*“Heavenly Father, we thank you for the peace and beauty of this area. Direct and prosper the deliberations of this Council for the advancement of the City and the welfare of its people. Amen.”*

*“We would like to acknowledge the Noongar people who are the Traditional Custodians of the Land.”*

*“We would also like to pay respect to Elders past, present and emerging”.*

**3. RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE  
PREVIOUSLY APPROVED**

Mayor	G Stocks
Councillor	P Terry (Deputy Mayor)
Councillor	T Brough
Councillor	D Baesjou
Councillor	S Grimmer
Councillor	M Traill
Councillor	R Sutton
Councillor	C McKinley
Councillor	L MacLaren
Councillor	M Lionetti

**Staff:**

Chief Executive Officer	A Sharpe
Executive Director Corporate & Commercial Services	M Gilfellow
Executive Director Community Services	N Watson
Executive Director Infrastructure, Development & Environment	P Camins
Manager Governance & Risk	S Jamieson
Meeting Secretary	D Clark

**Apologies/Leave of Absence:**

Councillor	A Cruse
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#### 4. PUBLIC QUESTION TIME / MATTERS TO BE DISCUSSED

##### MATTERS TO BE DISCUSSED:

**“The promotion of sexualizing children in the City of Albany through unrestricted books in the Town Library and events held during the month of February 2024.”**

*Please note: In accordance with the Local Government Act 1995, the purpose of the meeting as outlined above is an extract from the Form 1 submitted to the City of Albany requesting the Special Electors Meeting. This statement was not authored by the City of Albany.*

##### **Conduct of Persons at the Meeting**

All members of the public attending electors’ meetings must be respectful of the Presiding Member and City Officers to allow for the efficient running of the meeting.

##### **Prevention of Disturbance**

Members of the public are admitted to electors’ meetings upon the understanding that no expression of dissent or approval, conversation or interruption to the proceedings shall take place.

*Please note: Any expression of dissent or interruption to proceedings shall include a person who interrupts the proceedings of a meeting, whether by expressing approval or dissent, by conversing or by other means:*

- *enters or remains in any part of where the meeting is taking place reserved for elected members and city officers;*
- *misconducts of yourself;*
- *fails to withdraw when members of the public are directed to withdraw;*
- *obstructs the approaches to the location where the meeting is taking place; or*
- *creates a disturbance within the precincts of where the meeting is taking place.*

In the event of any such interruption, the Presiding Member may exercise their discretion and require those interrupting to withdraw.

If a person or persons have been ordered by the Presiding Member to desist from such behaviour but fails to do so, the Presiding Member can immediately adjourn the meeting to another date.

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### 5. ELECTORS' SPECIAL MEETING PROCEDURES

The Presiding Member has determined that the following procedures will apply at the meeting:

#### Public Question Time / Matters to be discussed

- Electors have 4 minutes to address the meeting on the matter to be discussed.
- The Presiding Member will determine the number of speakers and the length of time allocated to discuss the matters.

*Please note: Motions are moved, seconded. The mover will be given an opportunity to speak to the motion before the Presiding Member puts the motion to the vote.*

#### Motions

- It is requested that any motions be submitted to the CEO before the meeting. However, the Presiding Member may accept motions from the floor during the meeting.
- The mover and seconder must state their full name before moving or seconding a motion.
- The mover of the motion may then speak to the motion for the prescribed time of 4 minutes.
- Motions will then be put to the vote.

*In summary: Motions are MOVED, SECONDED and put to the VOTE. There is no debate.*

#### Voting and Participation

- To vote at an Electors' Special Meeting, you must be an elector of the City of Albany. An elector means a person eligible to be enrolled to vote at elections for the City of Albany and includes ratepayers.
- Only electors can move, second, and vote on a motion at an Electors' Special Meeting. Electors must state their name before moving and seconding a motion.

#### Voting at meeting

- Voting will only take place after the motion has been moved and seconded.
- Each elector who is present at the Electors' Special Meeting is entitled to one vote on each motion, voting is not compulsory.
- All decisions at the Electors' Special Meeting are to be made by a simple majority of votes.
- Voting at the Electors' Special Meeting is to be conducted by a show of hands using the provided voting card.
- City Officer(s) will count the vote.

**6. CLOSURE OF MEETING**