



AGENDA SPECIAL MEETING
Thursday 18 August 2022 10.30am

Join Zoom Meeting

<https://us02web.zoom.us/j/88954027096>

Meeting ID: 889 5402 7096

Passcode: 304412

Simon Millcock
Chief Executive Officer

VISION

The Central Local Government Region of SA (Legatus Group) is recognised, respected and supported as a strong and successful region.

OUR VALUES

The Legatus Group:

- Speaks with one voice on what matters most to our communities.
- Works together efficiently making the best use of available resources for delivery of services.
- Builds partnerships with those who can contribute to stronger and more sustainable communities.

OPENING OF MEETING

The Legatus Group Chair will open the meeting.

ACKNOWLEDGEMENT OF COUNTRY

The Chair will provide an acknowledgement of Country.

WELCOME BY HOST COUNCIL

N/A

ORDER OF BUSINESS

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ATTACHMENTS

- A. NOMINATION MAYOR RODNEY REID
- B. NOMINATION MAYOR BILL O'BRIEN
- C. NOMINATION MAYOR BEN BROWNE

I. ADMINISTRATIVE MATTERS

On-line meeting

Section 3.6.3 of the Legatus Group Charter says: For the purposes of this subclause, the contemporary linking together by telephone, audio-visual or other instantaneous means ('telecommunications meeting') of the Board Members provided that at least a quorum is present, is deemed to constitute a meeting of the Board. Each of the Board Members taking part in the telecommunications meeting, must at all times during the telecommunications meeting be able to hear and be heard by each of the other Board Members present. At the commencement of the meeting, each Board Member must announce his/her presence to all other Board Members taking part in the meeting. A Board Member must not leave a telecommunications meeting by disconnecting his/her telephone, audio-visual or other communication equipment, unless that Board Member has previously notified the Chair of the meeting.

Note: As such all board members are to introduce themselves at the start of the meeting.

I.1 Apologies

Mayors Mark Wasley and Leon Stephens

I.2 Leave of Absence

The Board is made up of the 15 principal members (Mayor) of each Constituent Council.

As such the individual who is the current principal member of the constituent council on any given date is a member of the board. The "principal member" includes any person acting in that office during a casual vacancy or any other absence of the principal member. The person so acting enjoys all the same rights and obligations of the principal member. As such if a Mayor is on leave, then the Deputy Mayor would become the Acting Mayor and as such the principal member.

I.3 Conflict of Interest

I.4 Previous meeting minutes

Date of Meeting: Legatus Group Meeting held 10 June 2022.

Recommendation: That the minutes of the Legatus Group Meeting held on 10 June 2022 be confirmed as a true and correct record.

DISCUSSION

The minutes of the Legatus Group Meeting held on 10 June 2022 were distributed to all Mayors and CEOs of the Constituent Councils and can be found at: <https://legatus.sa.gov.au/wp-content/uploads/2022/06/Unconfirmed-Minutes-10-June-2022.pdf>

2. REPORTS FOR DECISIONS

DECISION REPORT

Report Title:	SAROC Membership
Item No:	2.1
Date of Meeting:	18 August 2022
Author:	Legatus Group CEO Simon Millcock
Attachments:	A - Nomination form Mayor Rodney Reid B – Nomination form Mayor Bill O’Brien C – Nomination form Mayor Ben Browne

1. EXECUTIVE SUMMARY

This report provides the background on the requirements by the Legatus Group relating to the South Australian Regional Organisation of Councils (SAROC) Terms of Reference calling for nominations for positions of members of SAROC.

2. RECOMMENDATION

That the Legatus Group advises the Local Government Association of SA CEO that the nominations from the Legatus Group for the two positions that become vacant on SAROC are Mayor Rodney Reid, Mayor Bill O’Brien and Mayor Ben Browne.

3. RELEVANT CORE STRATEGIES/POLICIES

SAROC Terms of Reference: https://www.lga.sa.gov.au/_data/assets/pdf_file/0028/472906/LGA-SAROC-ToR-effective-8-January-2020.pdf

4. BACKGROUND

On 4 July 2022 the Legatus Group CEO received a letter from the LGA SA CEO advising of the following:

“As you would be aware the terms of the current members of South Australian Regional Organisation of Councils (SAROC) expire at the 2022 LGA Annual General Meeting (AGM). I am seeking your assistance to call for nominations for two (2) members of SAROC from your regional grouping for a term commencing from the 2022 AGM and to remain in office until the 2024 AGM. A nomination form to be completed for each nominee to the position of member of SAROC is attached and must be received by me, no later than 5pm Friday 19 August 2022.”

Note: That Port Pirie Regional Council are not eligible as Legatus Group members as their membership is through the Upper Spencer Gulf Association.

5. DISCUSSION

The Legatus Group CEO subsequently emailed all Legatus Group Mayors and CEOs on 5 July 2022 advising them of the requirements and seeking nominations by Thursday 11 August 2022. Following discussions with the Legatus Group Chair the email also included that a Special Meeting would be held on Thursday 18 August 2022 to finalise the nominations.

A meeting request with details was also sent and a further email was sent on 9 August 2022 advising of the details and information required.

The Legatus Group Charter requires that at the AGM appointments for representatives to other organisations occur. The LGA requested that nominations for the two Legatus Group allocated SAROC positions to be received by the LGA by 5 pm Friday 19 August 2022 (this is prior to the Legatus Group AGM). A request was made for the Legatus Group response to be provided directly following our AGM on 9 Sept but this was not supported by the LGA CEO.

A key eligibility criterion is that ‘a person nominating as a member of SAROC must be a representative of a member on the relevant SAROC Regional Grouping and only a Council Member can be nominated to SAROC.’

The Legatus Group Charter is silent on specific SAROC appointments and in previous years the Chair and a Deputy Chair have been the Legatus Group nominations to SAROC.

The following nominations have been received seeking support from the Legatus Group to be nominated for SAROC:

1. Mayor Rodney Reid
2. Mayor Bill O'Brien
3. Mayor Ben Browne

Mayor Kathie Bowen was recommended by Wakefield Regional Council but declined the offer.

Note that if nominations exceed the two vacant positions than the LGA will coordinate with the Legatus Group an election which follows the process outlined below:

5 September 2022	Ballot papers prepared and posted	In the event of an election being required, the regional groupings in consultation with the Chief Executive shall conduct an election (Clause 4.4.5)
17 October 2022	Voting closes	The Chief Executive, in consultation with the SAROC Regional Grouping shall nominate the date, time and place for the counting of votes and shall invite each candidate and a person nominated as the candidate’s scrutineer to be present (Clause 4.4.6)
18 October 2022	Counting of votes	The Chief Executive, in consultation with the SAROC Regional Grouping shall nominate the date, time and place for the counting of votes and shall invite each candidate and a person nominated as the candidate’s scrutineer to be present (Clause 4.4.6)
28 October 2022	Final declaration of result	CEO shall declare the candidate(s) with the most votes elected at the AGM (Clause 4.4.6(b))
28 October 2022	Voting for Board Members	SAROC should meet at the conclusion of the AGM to elect 3 of its members (plus its Chair) to the Board of Directors (Clause 6.4.1 and 6.4.2) who’s term of office commences after the AGM.

6. ANALYSIS OF OPTIONS

Option 1: Complies with Legatus Group Requirement

Option 2: Not addressed.

7. RECOMMENDED OPTION

Option 1 is the recommended option.

8. POLICY IMPLICATIONS

8.1 Financial/Budget

Nil

8.2 Staffing/Work Plans

This activity is accommodated within existing workplans and resources.

8.3 Environmental / Social / Economic

Nil.

8.4 Stakeholder Engagement

LGA and board members.

9. REPORT CONSULTATION

Nil

3. NEXT MEETING The next meeting of the Legatus Group will be the AGM to be held on Friday 9 September 2022 and be hosted by the Regional Council of Goyder.

4. CLOSE