

The Western Australian Swimming Association Inc.

2020 Annual General Meeting

In accordance with rule 14.1(b) of the Association's Constitution, the **2020 Annual General Meeting** of the Western Australian Swimming Association (Inc.) trading as Swimming WA was held at:

Venue: Wesfarmers Room
The University Club of Western Australia
Hackett Drive, Crawley WA 6009

Date & Time: Saturday, 10 October 2020 - 11:30am

Meeting Minutes

1. Annual General Meeting Opening

The President of The Western Australian Swimming Association Inc. (SWA), Mr Louis van Aardt welcomed all to the 2020 Annual General Meeting (AGM) and declared the meeting open at 11:41am. He thanked those in attendance for their support of SWA.

2. Accreditation of Delegates

Mr van Aardt confirmed that Delegate eligibility for voting was circulated to all Clubs on 28 August 2020 in accordance with the SWA Constitution. He advised that in accordance with the SWA Constitution, the meeting was declared to have a quorum with five (5) Directors and 31 eligible Delegates present, along with Observers (Visitors) and stakeholders.

Eligible Delegates:

Albany	Michael Fethers
All Saints	Iain McCourt
Aqua Attack	Rob Blair
Arena	Jennifer Popham
Boddington	Sharyn Dunham
Breakers	Andrew Weston
Broome Barracudas	Mark Hubbard
Central Aquatic	Amanda Morris
Geraldton	Nick Suder
Guildford & Kalamunda Districts	Trevor Verran
Kwinana	Tony Ball
Lesmurdie Legends	Simon Bates
Mandurah	Graham Shackles
Mt Barker	Norman Bario
Northam	Jo Stephen
Newman Churchlands	Michelle Afflick
North Coast	Heather Felton
Peel Aquatic	Darren Michael
Perth City	Chris McMillan
Riverside	Nicole Tolev
Riverton Aquanauts	Blake Neil
Rockingham	Stephen Hughes

SouthLake Dolphins	Kylie Dekkers
South Shore	Irene Cooke
Southside Penrhos Wesley	Helen Harding
Scarborough Beach	Graeme Brown
Thornlie	Stephen Milford
UWA West Coast	Steve Hill
Victoria Park	Sarita Bennett
Westside Christchurch Aquatic	Jon Harrison

SWA Board Directors:

President	Louis van Aardt
Director	Peter Galvin
Director	Dorothy Harris
Director	Helen Hull
Director	Ben Loffler

SWA Life Members:

Life Member	Muriel Jefferson
Life Member	Kate Bolger
Life Member	Greg Wilson
Life Member	Karin Hazell
Life Member	Jeanette Bailey

SWA Staff Members:

Chief Executive Officer	Darren Beazley
Events and Operations Manager	Joshua McCleery
Membership Officer	Grace Schmidt
Financial Controller	Serge Sasic
Membership and Development Manager	Kirsty Read
Athlete and Coach Development Manager	Luke Gavin

Observers (Visitors):

SAL Board Director	Bruce Havilah
SWA Ambassador	Joshua Hofer
DLGSCI	Jacqui Jashari
Armada Auditing	Nigel Dias
Bradbury Photographer	Clinton Bradbury
Thornlie	Neil Doherty
Thornlie	Mhari Doherty
North Coast	Debbie Richter
South Shore	Kylie Baker
Rockingham	Kate Cullinane
Rockingham	Rob Furniss
South Shore	Deb Doody
ASC	Karen Davies
Guildford Kalamunda	Trish Verran
Boddington	Livy Terblanche

Boddington	Jessica Terblanche
Riverside	Susan Brown
Northam	Alex Boer
Perth City / SWA Ambassador	Joshua Hofer OAM
UWA	Sarah Kimber
Tuart Hill	Bernadette Smith
Peel Aquatic	Sam Larmour
St Hildas	Teresa McPherson
Northam	Jocelyn Ryan
Northam	Michael Ryan
Northam	Fiona Brayshaw
NC	Megan Jamieson
NC	Jane Short
York	Jan Smith
York	Errol Smith
York	Nigel Dias
UPS	Jason Frehner
WestSwim	Fiona Laden-Wearne
UWSC	Marc M
UWSC	John Petsos
SSPW	Dale Collins
Riverside	Rachel Trenaman
UWA West Coast	David Bond
UPSC	Marnie Dowling
UPSC	Annette Faunham
Riverton	Ray Pearce

3. Apologies

Mr van Aardt informed the meeting of the apologies received by the SWA office and noted them;

Apologies:

SWA Board Director	Sean Pitt
SWA Board Director	Tommaso D'Orsogna
Arena SC	Robyn Arblaster
Arena SC	Ian Arblaster
Armadale Kelmscott SC	Patricia Blackwell
Kambalda SC	Lynda Duncan
Central Aquatic SC	Ross Rogers
UWA SC	Kate Reynolds
Kwinana SC	Clare Russell
York SC	Jacqui McNarama

4. Vale

Mr van Aardt informed the meeting that during 2020, SWA saw the passing of Brian Jovanovich, husband of Meg, father of Bobby. It was with sadness that the Association marked the passing of Mr Jovanovich and expressed its sincere condolences to his family and those whose lives he touched in the swimming community.

The President requested the meeting to stand and observe a minute's silence. All stood and acknowledged the passing of Mr Jovanovich.

5. Minutes of the Annual General Meeting held on 12 October 2019

The President informed the meeting the Minutes of the SWA 2019 AGM were distributed last year in accordance with the SWA Constitution following the 2019 AGM and were included in the Notice of the AGM on 28 August 2020. He asked if there were any questions or matters arising from the Minutes of the 2019 AGM?

There being no amendments, Mr van Aardt called for a mover and seconder that the Minutes of the SWA 2019 AGM be accepted as a true and accurate record:

Moved: Tony Ball (Kwinana Amateur Swimming Club)

Seconded: Steve Hill (UWA-West Coast Swimming Club)

Mr van Aardt requested a show of the blue voting cards from eligible Delegates for the acceptance of the 2019 Minutes of the SWA AGM.

Carried: Unanimously

6. Presentation of Annual Reports for 2019/20

Mr van Aardt requested that the Chief Executive Officer, Mr Darren Beazley, present the SWA President and Chief Executive Officer's Report. Mr Beazley presented an overview of the 2019/20 achievements and did so presenting a PowerPoint presentation to the meeting.

6.1 WA Finance and Governance Committee Report for 2019/20

The President requested Mr Mark Griffiths, Chair of the Finance and Governance, present the SWA Finance and Governance Committee Report and invited Mr Serge Sasic, SWA Financial Controller and Mr Nigel Deas, Director of Armada Auditing, to come forward and assist Mark.

Mr Griffiths thanked Mr van Aardt. Mr Griffiths advised that as Chair of the SWA Finance and Governance Committee for the past two (2) years, the Committee has worked with Swimming WA Management and the Board throughout the year and he is pleased to present the Swimming WA Financial Report for 2019/20 to the Membership.

A series of questions were raised by Peel Aquatic SC to the Returning Officer relating to the SWA Annual Reports for 2019/20 and Mr Griffiths answered those questions to the broader Membership.

Mr Griffiths advised that the SWA Finance and Governance Committee is delighted with the financial performance of the Association in 2019/20 and looks forward to continued positive developments in this area.

6.2 Auditor's Report (Armada Auditing)

The President thanked Mr Griffiths and requested Mr Nigel Deas, Managing Director of Armada Auditing present the SWA Auditor's Report 2019/20.

The President thanked Mr Deas and the team at Armada Auditing for doing such a great job. The President called for a mover and seconder that the SWA Annual Reports for 2019/20 be accepted as a true and accurate record:

Moved: Tony Ball (Kwinana Amateur Swimming Club)

Seconded: Peter Petroff (Scarborough Beach Swimming Club)

Mr van Aardt requested a show of the blue voting cards from eligible Delegates for the acceptance of the SWA Annual Reports for 2019/20.

Carried: Unanimously

7. Elections as Required

7.1 SWA President

The President informed the meeting that the SWA Board was advised at the September 2020 Board meeting that the Terms of himself, Mr Louis van Aardt, and Mr Peter Galvin end effective as of today. The President had advised the Board that he was seeking re-election. Whilst Mr Galvin is a Director appointed by the Board, he has advised the Board that he also wishes to serve another Term. The President advised that Peter had provided a significant contribution to the SWA Board and thanked him sincerely.

The President informed the meeting that since he was a candidate for the vacant position on the Board, he would relinquish the Chair to his colleague Mrs Helen Hull to Chair the remaining component of the AGM.

Mr van Aardt and Mr Galvin left the dias and joined the Membership.

7.2 One Elected Director of the Board (three-year term) and one Appointed Director of the Board (three-year term)

Mrs Helen Hull addressed the meeting. In accordance with the SWA Constitution, the Notice of the Swimming WA AGM was circulated advising Members of the positions to be elected.

The number of nominations for the position of Elected Director received equated to more than the number of vacancies required. In accordance with section 23.2(f) of the Swimming WA Constitution, SWA affiliated Clubs for the 2020/21 membership year were invited to vote. Voting was online and closed at 12:00 noon on Friday 9 October. It was confirmed that a quorum was achieved.

Mrs Hull handed over to the Returning Officer, Mr Darren Beazley, to update the Membership on the outcome of the election.

Mr Beazley thanked Mrs Hull, and as Returning Officer, advised the Membership that the outcome of the 2020 SWA Board election was a tie. Mr Beazley reported that an even number of votes was cast and with only two (2) candidates standing, both had exactly the same number of votes. In accordance with the Swimming WA Constitution, the process for determining the winner of the election was enacted with the process outlined in Swimming WA By Law 5.27 implemented.

Mr Beazley then read this process to the Membership. The result of this process meant that the number of first preference votes was 29 each and when the number of second preference votes was also considered, this was also 29 each. Regrettably, the process for breaking the tie was ineffective in this instance.

Swimming WA had two (2) options in this situation. The first was captured under Clause 18.5 Voting Procedure in the SWA Constitution which states a show of hands can determine the matter. The other option was to re-take the poll.

The SWA Board had consulted both DLGSCI, represented at the meeting by Jacqui Jashari, and WASF, Rob Thompson, of whom both had endorsed the Board's decision to ensure that the election process was not compromised and stage another ballot. The ballot will be open on Tuesday 13 October at 12 noon and close at midnight on Sunday 18 October. The Membership will be notified of the result by the Returning Officer on Monday 19 October at 12 noon. SWA Club Delegates eligible to vote as of 1 October 2020/21 will receive voting information on the morning of Tuesday 13 October and have the week to cast a vote on behalf of their Club. As 5.27 of the SWA By-Laws remained an ineffective method of resolving a tied vote, should the poll produce another tie, both candidates names will be placed in a hat and the name drawn out shall fill the vacant position on the Board.

Mr Beazley handed the meeting back to the Chair, Mrs Helen Hull.

Mrs Hull thanked Mr Beazley and advised that the Association would continue to operate and continue as normal throughout the process. The operational matters such as payroll, approval of expenditure and governance duties must continue and as such, the Board is moving a motion that Mr van Aardt remain in his role on the SWA Board for a period of fourteen (14) days with the last day being Friday 23 October. This will enable the office to continue to operate with banking requirements and so forth until the election is complete.

Mrs Hull requested a mover and seconder that Mr van Aardt fill the casual vacancy on the Board for 14 days whilst the election is conducted and concluded.

Mover – Iain McCourt (All Saints Swimming Club)
Secunder – Steve Milford (Thornlie Swimming Club)

Mrs Hull requested a show of the blue voting cards from eligible Delegates for the acceptance of this motion.

Carried – unanimously

8. SWA Patron and Vice Patrons

SWA Patron

Mrs Hull informed the meeting that as per Section 5.2 of the SWA Constitution, SWA at its AGM may appoint annually, on the recommendation of the Board, a Patron and Vice-Patron subject to approval by the Membership of that person or persons.

Mrs Hull advised the meeting there was one (1) formal nomination for the position of SWA Patron.

The SWA Board moved that Ms Gina Rinehart be re-appointed Swimming WA Patron.

Moved: Steve Hill (UWA West Coast Swimming Club)
Seconded: Chris McMillian (Perth City Swimming Club)

Mrs Hull requested a show of the blue voting cards from eligible Delegates for the acceptance of Ms Gina Rinehart as SWA Patron.

Carried: Unanimously

Mrs Hull congratulated Ms Rinehart on her re-appointment as SWA Patron.

SWA Vice Patrons

Mrs Hull advised the meeting there were two (2) formal nominations for the position of SWA Vice-Patron.

The SWA Board moved that Mr Peter Katsambanis be re-appointed Swimming WA Vice-Patron.

Moved: Graeme Brown (Scarborough Beach Swimming Club)
Seconded: Iain McCourt (All Saints Swimming Club)

Mrs Hull requested a show of the blue voting cards from eligible Delegates for the acceptance of Mr Peter Katsambanis as SWA Vice-Patron.

Carried: Unanimously

Mrs Hull congratulated Mr Katsambanis on his re-appointment as SWA Vice-Patron.

The SWA Board moved that Mr Roger Cook MLA be appointed Swimming WA Vice-Patron.

Moved: Graeme Brown (Scarborough Beach Swimming Club)

Seconded: Tony Ball (Kwinana Swimming Club)

Mrs Hull requested a show of the blue voting cards from eligible Delegates for the acceptance of Mr Roger Cook MLA as SWA Vice-Patron.

Carried: Unanimously

Mrs Hull congratulated Mr Cook on his appointment as SWA Vice-Patron.

9. SWA Life Membership

Mrs Hull informed the meeting that the purpose of awarding SWA Life Membership is to acknowledge the dedicated and selfless contribution of persons who have provided extensive years of voluntary service to SWA. He advised that Rule 14 of the SWA By-Laws states that the Honours and Awards Committee will consider nominations for SWA Life Membership to the organisation in advance of the AGM with any recommendations to come to the AGM for ratification.

For 2020, Swimming WA had received one (1) nomination for SWA Life Membership for the SWA Honours and Awards Committee to consider. While the nominee demonstrated a commitment to the sport of swimming in various ways, unfortunately they did not meet the criterion to be awarded SWA Life Membership. Therefore, there will be presentations of Life Membership for 2020.

10. SWA Committees

Mrs Hull, on behalf of the Swimming WA Board, advised that she would like to take the opportunity to thank the members of the SWA Board and SWA CEO Committees for their dedication and hard work over the past 2 years.

Under the section 32 of the Swimming Constitution, both Board and Operational Committees were now to be ratified.

11. Close of Meeting

The President thanked the SWA Board, Management and staff for their dedication and hard work over the year.

Mrs Hull thanked those in attendance and closed the meeting at UWA Business Club at 12:55pm.

However, the AGM was officially closed on Monday 19th October at the conclusion of the second round of voting, announcing the successful candidate, Mr Dominic Sheldrick, to join the Board.

2020 AGM Minutes accepted as a true and accurate record:

**Helen Hull
President
Swimming WA**

Date