

MINUTES

of

Special Council Meeting



Pursuant to the provisions of Section 84 (1) of the
Local Government Act 1999

HELD

by electronic means

on

Wednesday 12 August 2020 at 6.00pm

A handwritten signature in black ink, appearing to read "M. M. M. M.", is located in the bottom right corner of the page.

The Mayor formally declared the meeting open at 6.00pm.

1. ATTENDANCE RECORD

1.1 Present:

Mayor Mark Wasley		<i>By audio-visual link</i>
Councillor John Lush	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Marcus Strudwicke	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Terry-Anne Keen	Mallala/Dublin Ward	<i>By audio-visual link</i>
Councillor Kay Boon	Two Wells Ward	<i>By audio-visual link</i>
Councillor Joe Daniele	Two Wells Ward	<i>By audio-visual link</i>
Councillor Frank Maiolo	Two Wells Ward	<i>By audio-visual link</i>
Councillor Brian Parker	Lewiston Ward	<i>By audio-visual link</i>
Councillor Carmine Di Troia	Lewiston Ward	<i>By audio-visual link</i>

Also in Attendance by audio-visual link:

Chief Executive Officer	Mr James Miller
Information Technology Officer	Mr Thomas Harris-Howson
Manager, Human Resources Consulting – McArthur	Ms Rebecca Hunt

1.2 Apologies

Councillor Margherita Panella	Lewiston Ward
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2. ADJOURNED BUSINESS

Nil

3. DECLARATION OF MEMBERS' INTEREST

The Chief Executive Officer declared an interest in Item 4.1 – *Summary Report on Chief Executive Officer Annual Performance Review July 2020* and indicated that he would disconnect from the meeting prior to the Item being considered.

4. CONFIDENTIAL ITEM

4.1 Summary Report on Chief Executive Officer Annual Performance Review July 2020

Moved Councillor Keen Seconded Councillor Daniele **2020/ 275**

“that:

- 1. Pursuant to section 90(2) of the *Local Government Act 1999*, the Council orders that all members of the public, except Chief Executive Officer and Rebecca Hunt – McArthur, be excluded from attendance at the meeting of the Council for Agenda Item 4.1 – *Summary Report on Chief Executive Officer Annual Performance Review July 2020*;**
- 2. Council is satisfied that it is necessary that the public be excluded to enable Council to consider Item 4.1 – *Summary Report on Chief Executive Officer Annual Performance Review July 2020* at the meeting:**
 - a. on the grounds provided by section 90(3) of the *Local Government Act 1999*, being that Item 4.1 – *Summary Report on Chief Executive Officer Annual Performance Review July 2020* concerns information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead); and**
 - b. on the basis that information within Item 4.1 – *Summary Report on Chief Executive Officer Annual Performance Review July 2020* contains information about the personal affairs of a person, constituting the performance of the Chief Executive Officer pursuant to the contract of employment.**
- 3. Council is satisfied that the principle that Council meetings should be conducted in a place open to the public has been outweighed by the need to keep the information, matter and discussion confidential.”**

Councillor Lush joined the meeting at 6.03pm.

CARRIED

The Mayor, with approval of two-thirds of members present suspended the meeting procedures pursuant to Regulation 20(1) of the *Local Government (Procedures at Meetings) Regulations 2013*, for a period of time sufficient to facilitate informal discussions in relation to Item 4.1 –*Summary Report on Chief Executive Officer Performance Review July 2020*.

The meeting was suspended at 6.04pm.



The Chief Executive Officer left the meeting at 6.04pm.

The meeting resumed at 6.22pm.

The Chief Executive Officer returned to the meeting at 6.22pm.

4.1 Moved Councillor Strudwicke Seconded Councillor Parker 2020/ 276

“that Council, for the period August 2020 to August 2021, set the following Key Performance Indicators for the Chief Executive Officer:

1. Resume and ultimately conclude work (including consultation) on the Strategic Plan, Tourism and Economic Development Plan, Long Term Financial Plan and Infrastructure and Asset Management Plan, applying a COVID-19 lens to Council’s suite of strategic planning documentation.
2. A heightened focus and strong presence on all matters concerning the Gawler River Floodplain Management Authority in an effort to reduce risk on Council.
3. Delivery of stage 2 of the Drought Communities Programme on schedule and within budget.
4. An ongoing focus to finalise the process in unlocking Crown Land at Two Wells to facilitate and secure retail and commercial investment.
5. The establishment of revised auditing processes and procedures regarding likely carried forward items, with regular reporting into the Chamber on the status of both operating and capital projects well ahead of budget adoption for 2021/2022.
6. Facilitate the commencement of the Representation Review into Adelaide Plains Council following the cessation of COVID-19 pandemic.”

CARRIED

4.1 Moved Councillor Keen Seconded Councillor Strudwicke 2020/ 277

“that Council, having considered the matter of Agenda Item 4.1 – *Summary Report on Chief Executive Officer Annual Performance Review July 2020* in confidence under sections 90(2) and 90(3)(a) of the Local Government Act 1999, resolves:

1. That Attachment 1 and all associated information submitted to this meeting and the minutes of this meeting pertaining to Agenda Item 4.1 – *Summary Report on Chief Executive Officer Annual Performance Review July 2020* remain confidential and not available for public inspection until further order of Council;
2. Pursuant to section 91(9)(a) of the Local Government Act 1999, the confidentiality of the matter will be reviewed every 12 months; and
3. Pursuant to section 91(9)(c) of the Local Government Act 1999, Council delegates the power to revoke this confidentiality order to the Chief Executive Officer.”

CARRIED



5. CLOSURE

There being no further business, the Mayor declared the meeting closed at 7.31pm.

Confirmed as a true record.



Mayor:

Date: 24 / 08 / 2020