

MINUTES

of

Special Council Meeting



Pursuant to the provisions of Section 83 (2) of the
Local Government Act 1999

HELD IN

**Council Chamber
Redbanks Road,
Mallala**

on

Thursday 22 August 2019 at 7:00pm

The Mayor formally declared the meeting open at 7:00pm.

1. ATTENDANCE RECORD

1.1 Present:

Mayor Mark Wasley	
Councillor Marcus Strudwicke	Mallala/Dublin Ward
Councillor John Lush	Mallala/Dublin Ward
Councillor Terry-Anne Keen	Mallala/Dublin Ward
Councillor Joe Daniele	Two Wells Ward
Councillor Margherita Panella	Lewiston Ward
Councillor Brian Parker	Lewiston Ward
Councillor Carmine Di Troia	Lewiston Ward

Also in Attendance:

Chief Executive Officer	Mr James Miller
Manager, Human Resources Consulting - McArthur	Ms Rebecca Hunt

1.2 Apologies:

Councillor Frank Maiolo	Two Wells Ward
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1.3 Leave of Absence:

Councillor Kay Boon	Two Wells Ward
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1.4 Not Present:

Nil

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2. ADJOURNED ITEMS

Nil

3. DECLARATION OF MEMBERS' INTEREST

Nil

4. ITEMS

4.1 Final Summary Report on Chief Executive Officer Performance Review – July 2019

Moved Councillor Strudwicke Seconded Councillor Keen 2019/ 341

“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 – *Final Summary Report on Chief Executive Officer Performance Review – July 2019*;
2. Council is satisfied that it is necessary that the public be excluded to enable Council to consider Item 4.1 – *Chief Executive Officer – Performance Review* at the meeting:
 - a. on the grounds provided by section 90(3) of the *Local Government Act 1999*, being that Item 4.1 – *Final Summary Report on Chief Executive Officer Performance Review – July 2019* 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 – *Final Summary Report on Chief Executive Officer Performance Review – July 2019* 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.”

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 – *Final Summary Report on Chief Executive Officer Performance Review – July 2019*.

The meeting was suspended at 7:02pm.

The Chief Executive Officer left the meeting at 7:03pm.

The meeting resumed at 7:48pm.



- 4.1 Moved Councillor Keen Seconded Councillor Lush 2019/ 342
 “that Council, having considered the matter of Agenda Item 4.1 – *Final Summary Report on Chief Executive Officer Performance Review – July 2019*, dated 26 August 2019, receives, notes and endorses the report.”

CARRIED UNANIMOUSLY

- 4.1 Moved Councillor Parker Seconded Councillor Di Troia 2019/ 343
 “that Council, having considered the matter of Agenda Item 4.1 – *Final Summary Report on Chief Executive Officer Performance Review – July 2019*, dated 26 August 2019:-
1. Resolves to extend the Chief Executive Officer’s Contract of Employment for a further five (5) year period to commence at the expiration of the current contract, being 2 May 2021, to expire on 2 May 2026; and
 2. Delegates authority to the Mayor to engage Norman Waterhouse Lawyers to prepare the necessary legal documents to give effect to clause 1 above.”

CARRIED UNANIMOUSLY

- 4.1 Moved Councillor Parker Seconded Councillor Di Troia 2019/ 344
 “that in consideration of the Chief Executive Officer’s (CEO) performance for the reporting period, Council resolves that the CEO will receive a remuneration increase of 4%.”

CARRIED UNANIMOUSLY

The Chief Executive Officer returned to the meeting at 7:52pm.

- Moved Councillor Keen Seconded Councillor Strudwicke 2019/ 345
 “that Council, for the period August 2019 to August 2020, set the following Key Performance Indicators for the Chief Executive Officer:-
1. Facilitate a strategic planning focus for the elected members on key themes including but not limited to the Strategic Plan, Infrastructure and Asset Management Plan and Long Term Financial Plan.
 2. Deliver both the \$1m Drought Communities Programme and the 2019/2020 \$4.7m Capital Program.
 3. A continued focus and strong presence on all matters concerning the Gawler River Floodplain Management Authority in an effort to reduce risk on Council.
 4. Facilitate the establishment of the Adelaide Plains Business Council, advancing it to a point where it may operate autonomously.
 5. A continued focus on unlocking Crown Land at Two Wells to facilitate and attract retail and commercial investment into the Main Street.”

CARRIED UNANIMOUSLY

Moved Councillor Strudwicke Seconded Councillor Keen 2019/ 346

“that Council, having considered the matter of Agenda Item 4.1 – *Final Summary Report on Chief Executive Officer Performance Review – July 2019* in confidence under sections 90(2) and 90(3)(a) of the *Local Government Act 1999*, resolves:-

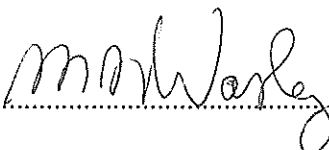
1. That the agenda item, report, and associated performance review documentation submitted to this meeting pertaining to Agenda Item 4.1 – *Final Summary Report on Chief Executive Officer Performance Review – July 2019*, and the minutes in relation to the matter remain confidential and not available 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 8:26pm.

Confirmed as a true record.

Mayor: 

Date: 26 / 8 / 2019

