

 Adelaide Plains Council	2. Confirmation of Minutes
Monday 26 August 2019	

- 2.3 Confirmation of Council Minutes – Special Council Meeting held 22 August 2019
“that the minutes of the Special Council Meeting held on 22 August 2019 (MB Folios 16945 to 16949 inclusive), be accepted as read and confirmed.”

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

1.3 Leave of Absence:

Councillor Kay Boon

Two Wells Ward

1.4 Not Present:

Nil

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.

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

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: ____/____/____