



# CONFIDENTIAL MINUTES

of

## CONFIDENTIAL SPECIAL COUNCIL MEETING

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

HELD IN

**COUNCIL CHAMBERS  
PLAYFORD CIVIC CENTRE  
10 PLAYFORD BOULEVARD, ELIZABETH**

ON

**TUESDAY, 4 AUGUST 2015  
AT 7:00PM**

The meeting went into confidence at 7:05pm.

### ATTENDANCE RECORD

#### **MAYOR GLENN DOCHERTY – Principal Member**

Cr Marilyn Baker

Cr Denis Davey

Cr Michael Joy

Cr Carol Muzyk

Cr Peter Rentoulis

Cr Samantha Blake

Cr Joe Federico

Cr Duncan MacMillan

Cr Jane Onuzans

Cr Adam Sherwood

Cr Andrew Craig

Cr Shirley Halls

Cr Dino Musolino

Cr Max O’Rielly

Cr Gay Smallwood-Smith

#### Also in attendance for the meeting:

External Consultant

Ms Jane Jeffreys

**4.1 CHIEF EXECUTIVE OFFICER RECRUITMENT**

Contact Person: Steven Watson

**B. THE BUSINESS MATTER**

(Contact Person: Steven Watson)

**STAFF RECOMMENDATION**

That Council:

1. That the Council offer Dr Mal Hemmerling a contract of employment for the position of Chief Executive Officer of the Council (**the Employment Contract**) subject to an agreement being reached in accordance with paragraphs 2 and 3 of this resolution as to the terms and conditions of that employment contract.
2. That the Council authorises the Chief Executive Officer Selection Panel to negotiate the terms and conditions of the Employment Contract with Dr Mal Hemmerling taking into account remuneration ranges of metropolitan Local Government Chief Executive Officers.
3. The Employment Contract once agreed to by Dr Mal Hemmerling be brought to the Council for the Council to consider the Employment Contract and the making of an appointment to the position of Chief Executive Officer.

**COUNCIL RESOLUTION**

Moved: Cr Sherwood

Seconded: Cr Joy

That Council:

1. That the Council offer Dr Mal Hemmerling a contract of employment for the position of Chief Executive Officer of the Council (**the Employment Contract**) subject to an agreement being reached in accordance with paragraphs 2 and 3 of this resolution as to the terms and conditions of that employment contract.
2. That the Council authorises the Chief Executive Officer Selection Panel to negotiate the terms and conditions of the Employment Contract with Dr Mal Hemmerling taking into account remuneration ranges of metropolitan Local Government Chief Executive Officers.
3. The Employment Contract once agreed to by Dr Mal Hemmerling be brought to the Council for the Council to consider the Employment Contract and the making of an appointment to the position of Chief Executive Officer.
4. A summary of the process be included in a future report to Council.

**COUNCIL RESOLUTION**

Moved: Cr Baker

Seconded: Cr Smallwood-Smith

That the motion be put

The motion was put and

**CARRIED**

**C. PROCEDURAL DECISION - COUNCIL TO DECIDE HOW LONG ITEM 4.1 IS TO BE KEPT IN CONFIDENCE****STAFF RECOMMENDATION**

1. Pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that the following aspects and or documents(s) (or part) shall be kept confidential, being

document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(a) of the Act:

- The minutes of item no. 4.1
- The written report of item no. 4.1

on the grounds that the document(s) (or part) is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) and specifically, the present matter relates to information pertaining to the personal affairs of persons and the disclosure of this information would be unreasonable because the information is sensitive to those persons and is not a matter of public knowledge.

2. This order shall operate for a period of 24 months and will be reviewed at least annually in accordance with the Local Government Act 1999.

## COUNCIL RESOLUTION

1

Moved: Cr Baker

Seconded: Cr O'Rielly

1. Pursuant to Section 91(7) of the Local Government Act 1999, the Council orders that the following aspects and or documents(s) (or part) shall be kept confidential, being document(s) (or part) relating to a matter dealt with by the Council on a confidential basis under Sections 90(2) and 90(3)(a) of the Act:

- The minutes of item no. 4.1
- The written report of item no. 4.1

on the grounds that the document(s) (or part) is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) and specifically, the present matter relates to information pertaining to the personal affairs of persons and the disclosure of this information would be unreasonable because the information is sensitive to those persons and is not a matter of public knowledge.

2. This order shall operate for a period of 24 months and will be reviewed at least annually in accordance with the Local Government Act 1999.

**CARRIED**

*The meeting reopened to the public at 7:32pm.*