



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

**MONDAY, 21 SEPTEMBER 2015
AT 7:30PM**

The meeting went into confidence at 7.33pm.

ATTENDANCE RECORD

MAYOR GLENN DOCHERTY – Principal Member

Cr Marilyn Baker	Cr Samantha Blake	Cr Andrew Craig
Cr Denis Davey	Cr Shirley Halls	Cr Michael Joy
Cr Duncan MacMillan	Cr Dino Musolino	Cr Jane Onuzans
Cr Max O'Rielly	Cr Peter Rentoulis	Cr Adam Sherwood
Cr Gay Smallwood-Smith		

Also in attendance at the meeting:

Mr Mal Hemmerling

Acting Chief Executive Officer

4.2 CHIEF EXECUTIVE OFFICER (CEO) APPOINTMENT AND EMPLOYMENT AGREEMENT

Contact Person: Mayor Glenn Docherty

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE

This motion passed in open section of minutes – refer resolution number 2280.

The meeting moved into confidence at 7.39pm

4.2 CHIEF EXECUTIVE OFFICER (CEO) APPOINTMENT AND EMPLOYMENT AGREEMENT

COUNCIL RESOLUTION	2281
Moved: Cr Baker	Seconded: Cr Sherwood
That Mal Hemmerling be invited into the Special Council Meeting of the 21 September 2015	
<u>CARRIED</u>	

Mayor Docherty left the meeting at 7.40pm

Mayor Docherty returned to the meeting at 7.40pm

Mal Hemmerling entered the meeting at 7.40pm

Mal Hemmerling left the meeting at 7.57pm

B. THE BUSINESS MATTER

<p>RECOMMENDATION</p> <p><u>Option 1</u></p> <ol style="list-style-type: none"> That pursuant to Section 98(5) of the Local Government Act 1999, the Council appoints Mr Mal Hemmerling to the position of Chief Executive Officer of the Council on the terms and conditions set out in the contract of employment (Employment Agreement) attached to the report to the Council dated 21 September 2015 and titled “Chief Executive Officer (CEO) Appointment and Employment Agreement” relating to Item 4.2 (the Contract). That the Council authorises the Mayor to enter into and execute the Contract on behalf of the Council. <p><u>Option 2</u></p> <p>That the Council not agree with the Employment Agreement in relation to the following clauses of the Employment Agreement (as per Attachment 1):</p> <ol style="list-style-type: none"> _____ _____ _____ <p>and notify Mr Hemmerling accordingly.</p>

4.3 PRESENTATION FROM NEWLY APPOINTED CHIEF EXECUTIVE OFFICER

Contact Person: Mayor Glenn Docherty

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE

This motion passed in open section of minutes – refer to resolution number 2284.

The meeting moved into confidence at 8.17pm

B. THE BUSINESS MATTER

Item discussed in confidence.

Presentation from newly appointed Chief Executive Officer occurred.

COUNCIL RESOLUTION	2285
Moved: Cr Baker	Seconded: Cr MacMillian
That Council acknowledge and considered the presentation by Mr Mal Hemmerling entitled “CEO Structure Consultation with Council” held on 21 September 2015, and agreed in principle with the creation of a position for Deputy CEO of the City of Playford.	
<u>CARRIED</u>	

C. PROCEDURAL DECISION - COUNCIL TO DECIDE HOW LONG ITEM 4.3 IS TO BE KEPT IN CONFIDENCE

COUNCIL RESOLUTION	2286
Moved: Cr Craig	Seconded: Cr Blake
That pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999 the Council orders that the following aspects of Item 4.3 be kept confidential until the Chief Executive Officer has made relevant announcements and advised the Council that the information is no longer required to be kept confidential.	
<ul style="list-style-type: none">• Presentation for Item 4.3 and• Discussion for Item 4.3• Decision for Item 4.3	
<u>CARRIED</u>	

The meeting moved into open at 8.55pm