



MINUTES

of

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 commenced at 7.32pm

1 ATTENDANCE RECORD

1.1 Present

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

1.2 Apologies

Cr Joe Federico
Cr Carol Muzyk

1.3 Not Present

Nil

2 DECLARATIONS OF INTEREST

Nil

6. STAFF REPORTS

Nil

4. CONFIDENTIAL MATTERS**4.1 CHIEF EXECUTIVE OFFICER (CEO) RECRUITMENT PROCESS REPORT**

Contact Person: Mayor Glenn Docherty

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE**RECOMMENDATION**

Under Section 90 (2) of the Local Government Act 1999 an order is made that the public be excluded from attendance at the meeting in order to consider in confidence agenda item number 4.1 under Section 90 (3) (a) of the Local Government Act 1999 on the basis that:

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

COUNCIL RESOLUTION

2277

Moved: Cr Craig

Seconded: Cr O'Rielly

Under Section 90 (2) of the Local Government Act 1999 an order is made that the public be excluded from attendance at the meeting in order to consider in confidence agenda item number 4.1 under Section 90 (3) (a) of the Local Government Act 1999 on the basis that:

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

CARRIED

The meeting moved into confidence at 7.33pm

B. THE BUSINESS MATTER

RECOMMENDATION

That the CEO Selection Panel recommend to Council that it receive and note the CEO Selection Panel Report provided by Jane Jeffreys Consulting (as per **Attachment 1**).

COUNCIL RESOLUTION

2278

Moved: Cr Sherwood Seconded: Cr Davey

That Council receive and note the CEO Selection Panel Report provided by Jane Jeffreys Consulting (as per Attachment 1).

CARRIED

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

RECOMMENDATION

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 4.1 be kept confidential:

- Attachment for Item 4.1 until the next scheduled annual review of confidential items.
- Discussion for Item 4.1 until the next scheduled annual review of confidential items.

COUNCIL RESOLUTION

2278

Moved: Cr MacMillan Seconded: Cr Baker

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 4.1 be kept confidential:

- Attachment for Item 4.1 to be reviewed and determined at the next annual review of confidential items.
- Discussion for Item 4.1 to be reviewed and determined at the next annual review of confidential items.

CARRIED

The meeting moved into open at 7.38pm

4.2 CHIEF EXECUTIVE OFFICER (CEO) APPOINTMENT AND EMPLOYMENT AGREEMENT

Contact Person: Mayor Glenn Docherty

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE

RECOMMENDATION

1. Pursuant to Sections 90(2) and 90(3)(a) of the Local Government Act 1999, the Council orders that the public be excluded from attendance at that part of this meeting relating to Item 4.2.

to enable the Council to consider Item 4.2 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 4.2:

- information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);
2. 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.

COUNCIL RESOLUTION

2280

Moved: Cr O'Rielly

Seconded: Cr Halls

1. Pursuant to Sections 90(2) and 90(3)(a) of the Local Government Act 1999, the Councils orders that the public be excluded from attendance at that part of this meeting relating to Item 4.2,

to enable the Council to consider Item 4.2 in confidence on the basis the Council considers it necessary and appropriate to act in a meeting closed to the public (excepting those persons listed above) in order to receive, discuss or consider in confidence the following information or matter relating to Item 4.2:

- information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead);
2. 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.

CARRIED

The meeting moved into confidence at 7.39pm

B. THE BUSINESS MATTER

Item discussed in confidence – refer resolution numbers 2281 & 2282

C. PROCEDURAL DECISION - COUNCIL TO DECIDE HOW LONG ITEM 4.2 IS TO BE KEPT IN CONFIDENCE**RECOMMENDATION**

***NOTE:** Not required if Option 1 of the Matter is resolved.*

COUNCIL RESOLUTION**2283****Moved: Cr Joy****Seconded: Cr Davey**

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 4.2 be kept confidential until the Employment Agreement has been executed by both parties:

- Attachment for Item 4.2
- Discussion for Item 4.2
- Decision for Item 4.2

CARRIED

The meeting moved into open at 8.17pm

Confidential
27 October

4.3 PRESENTATION FROM NEWLY APPOINTED CHIEF EXECUTIVE OFFICER

Contact Person: Mayor Glenn Docherty

A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE

COUNCIL RESOLUTION	2284
Moved: Cr Sherwood	Seconded: Cr Halls
Under Section 90 (2) of the Local Government Act 1999 an order is made that the public, with the exception of Mal Hemmerling be excluded from attendance at the meeting in order to consider in confidence agenda item number 4.3 under Section 90 (3) (a) of the Local Government Act 1999 on the basis that:	
(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).	
<u>CARRIED</u>	

The meeting moved into confidence at 8.17pm

B. THE BUSINESS MATTER

Item discussed in confidence – refer resolution number 2285.

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

8 CLOSURE

The meeting closed at 8.55pm.