



# 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

**TUESDAY, 5 NOVEMBER 2019  
AT 7:00PM**

The meeting commenced at 7:01 pm.

### **1 ATTENDANCE RECORD**

#### **1.1 Present**

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

Cr Akram Arifi	Cr Marilyn Baker	Cr Stephen Coppins
Cr Andrew Craig	Cr Veronica Gossink	Cr Cathy-Jo Tame
Cr David Kerrison	Cr Misty Norris	Cr Jane Onuzans
Cr Peter Rentoulis	Cr Gay Smallwood-Smith	Cr Katrina Stroet
Cr Shirley Halls (from 7:52 pm)		

##### Also in attendance for the meeting:

Chief Executive Officer	Mr Sam Green
Acting General Manager, Strategy and Corporate	Ms Grace Pelle
Acting General Manager, City Services	Mr Andrew Nesbitt
Acting General Manager, Strategic Projects and Assets	Mr Greg Pattinson
Internal Auditor	Mr Ninad Sinkar
Acting Senior Manager, Governance	Ms Susie Reichstein

**1.2 Apologies**

Cr Clint Marsh  
Cr Dennis Ryan

**1.3 Not Present**

Nil

**2 DECLARATIONS OF INTEREST**

Nil

**3. CONFIDENTIAL MATTERS****3.1 EXAMINATION**

Responsible Executive Manager : Mr Sam Green

**A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE****COUNCIL RESOLUTION****3810**

Moved: Cr Smallwood-Smith      Seconded: Cr Coppins

Pursuant to Section 90 (2) of the Local Government Act 1999 an order is made that the public be excluded from attendance at the meeting, with the exception of:

- Chief Executive Officer;
- Acting General Manager Strategy and Corporate;
- Acting General Manager City Services;
- Acting General Manager Strategic Projects and Assets;
- Internal Auditor;
- Acting Senior Manager Governance;

in order to consider in confidence agenda item 3.1 under Section 90 (3) (j) of the Local Government Act 1999 on the basis that:

(j) information the disclosure of which -

i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the Council, or a person engaged by the Council); and

ii) would, on balance, be contrary to the public interest.

This matter is Confidential because Council is obligated under the Public Audit Act to ensure confidentiality of information until State Government are ready to release.

On the basis of this information, the principle that meetings should be conducted in a place open to the public has been outweighed in this instance; Council consider it necessary to consider this matter in confidence.

**CARRIED**

*The meeting went into confidence at 7:02 pm.*

**C. PROCEDURAL DECISION - TO DECIDE HOW LONG ITEM 3.1 IS TO BE KEPT IN CONFIDENCE****COUNCIL RESOLUTION****3813****Moved: Cr Smallwood-Smith Seconded: Cr Onuzans**

Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the Committee orders that the following aspects of Item 3.1 be kept confidential in accordance with Committee's reasons to deal with this item in confidence pursuant to Section 90 (3) (j) of the Local Government Act 1999:

- Report for Item 3.1
- Attachments for Item 3.1
- Minutes for Item 3.1

This order shall operate until the next scheduled annual review of confidential items by Council at which time this order will be reviewed and determined in accordance with Section 91(9)(a) of the Local Government Act 1999.

The CEO in consultation with the Mayor be delegated the authority to release the management response if required.

**CARRIED**

*The meeting reopened to the public at 7:24 pm.*

**3.2 INDEPENDENT COMMISSIONER AGAINST CORRUPTION DRAFT EVALUATION REPORT**

Responsible Executive Manager : Sam Green

**A. COUNCIL TO MOVE MOTION TO GO INTO CONFIDENCE****COUNCIL RESOLUTION****3814****Moved: Cr Stroet Seconded: Cr Craig**

Pursuant to Section 90 (2) of the Local Government Act 1999 an order is made that the public be excluded from attendance at the meeting, with the exception of:

- Chief Executive Officer;
- Acting General Manager Strategy and Corporate;
- Acting General Manager City Services;
- Acting General Manager Strategic Projects and Assets;

in order to consider in confidence agenda item 3.2 under Section 90 (3) (j) of the Local Government Act 1999 on the basis that:

(j) information the disclosure of which -

i) would divulge information provided on a confidential basis by or to a Minister of the Crown, or another public authority or official (not being an employee of the Council, or a person engaged by the Council); and

ii) would, on balance, be contrary to the public interest.

This matter is Confidential because it relates the Independent Commissioner Against Corruption Evaluation Report. Council is required to ensure the confidentiality of the

information related to and contained within the evaluation report until the Independent Commissioner Against Corruption releases the report.

On the basis of this information, the principle that meetings should be conducted in a place open to the public has been outweighed in this instance; Council consider it necessary to consider this matter in confidence.

**CARRIED**

*The meeting went into confidence at 7:26 pm.*

**C. PROCEDURAL DECISION - TO DECIDE HOW LONG ITEM 3.2 IS TO BE KEPT IN CONFIDENCE**

**COUNCIL RESOLUTION**

**3817**

**Moved: Cr Baker**

**Seconded: Cr Smallwood-Smith**

Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the Council orders that the following aspects of Item 3.2 be kept confidential in accordance with Council's reasons to deal with this item in confidence pursuant to Section 90 (3) (j) of the Local Government Act 1999:

- Report for Item 3.2
- Attachments for Item 3.2
- Minutes for Item 3.2

This order shall operate until the Independent Commissioner Against Corruption release the report, or will be reviewed and determined as part of the annual review by Council in accordance with Section 91(9)(a) of the Local Government Act 1999, whichever comes first.

**CARRIED**

*The meeting reopened to the public at 8:19 pm.*

**4 CLOSURE**

The meeting closed at 8:19 pm.