



MINUTES

of

CHIEF EXECUTIVE OFFICER REVIEW COMMITTEE MEETING

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

HELD IN

**COMMITTEE ROOM
PLAYFORD CIVIC CENTRE
10 PLAYFORD BOULEVARD, ELIZABETH**

ON

**TUESDAY, 6 DECEMBER 2022
AT 5:30PM**

The meeting commenced at 5:30.

1 ATTENDANCE RECORD

1.1 Present

MAYOR GLENN DOCHERTY – PRESIDING MEMBER

Cr Marilyn Baker

Cr Peter Rentoulis

Cr Gay Smallwood-Smith

Also in attendance for the meeting:

Chief Executive Officer
Senior Manager Information, Technology and
Governance
AM Consulting

Mr Sam Green
Ms Elena Casciano
Ms Allison Ashby

1.2 Apologies

Nil

1.3 Not Present

Nil

2 CONFIRMATION OF MINUTES**COMMITTEE RESOLUTION****5237****Moved: Cr Baker****Seconded: Deputy Mayor Rentoulis**

The Minutes of the Chief Executive Officer Review Committee Meeting held 8 August 2022 be confirmed as a true and accurate record of proceedings.

CARRIED**3 DECLARATIONS OF INTEREST**

Ms Ashby declared a conflict of interest in item 8.2 and will leave the meeting.

4 DEPUTATION / REPRESENTATIONS

Nil

5 STAFF REPORTS**Matters to be considered by the Committee Only***Matters for Information.***5.1 2021/22 FINANCIAL STATEMENTS AND DESTINATION TWO RESULTS****Responsible Executive Manager : Elena Casciano****COMMITTEE RESOLUTION****5238****Moved: Deputy Mayor Rentoulis Seconded: Cr Smallwood-Smith**

1. The Committee notes that Council adopted the 2021/22 Financial Statements at the Ordinary Council Meeting held on 25th October 2022, following the completion of the Chief Executive Officer's 2021/22 performance assessment.
2. The Committee notes the Playford Community Survey results.

CARRIED*Item 8.1 brought forward***8.1 QUARTER ONE | REVIEW PROGRESS OF THE CHIEF EXECUTIVE OFFICER KPI'S**

Presenter: Mr Sam Green, Chief Executive Officer

A. COMMITTEE TO MOVE MOTION TO GO INTO CONFIDENCE

COMMITTEE RESOLUTION**5239****Moved: Deputy Mayor Rentoulis Seconded: Cr Smallwood-Smith**

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;
- Alison Ashby, AM Consulting; and
- Senior Manager Information, Technology & Governance.

in order to consider in confidence agenda item 8.1 under *Sections 90 (3) (a) (b) (d) 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); and
- (b) information the disclosure of which –
 - i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - ii) would, on balance, be contrary to the public interest; and
- (d) commercial information of a confidential nature (not being a trade secret) the disclosure of which –
 - i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and
 - ii) would, on balance, be contrary to the public interest.

This matter is Confidential because the matter relates to information pertaining to the personal affairs of the Chief Executive Officer and contains sensitive financial information regarding Council projects, the disclosure of which would prejudice the commercial position of Council.

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; Committee consider it necessary to consider this matter in confidence.

CARRIED

C. PROCEDURAL DECISION - COMMITTEE TO DECIDE HOW LONG ITEM 8.1 IS TO BE KEPT IN CONFIDENCE

COMMITTEE RESOLUTION**5241****Moved: Cr Baker Seconded: Deputy Mayor Rentoulis**

Pursuant to Section 91(7) of the *Local Government Act 1999*, the Committee orders that the following aspects of Item 8.1 be kept confidential in accordance with Committee's reasons to deal with this item in confidence pursuant to *Sections 90 (3)*

(a) (b) (d) of the Local Government Act 1999:

- Attachment(s) for Item 8.1

Duration of Order:

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*.

CARRIED

Ms Ashby left the meeting at 5:41.

Item 8.2 brought forward

8.2 EXTENSION OF CEO REVIEW SERVICE PROVIDER

Responsible Executive Manager : Sam Green

A. COMMITTEE TO MOVE MOTION TO GO INTO CONFIDENCE**COMMITTEE RESOLUTION****5242**

Moved: Cr Baker

Seconded: Cr Smallwood-Smith

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;
- Senior Manager Information, Technology and Governance

in order to consider in confidence agenda item 8.2 under Section 90 (3) (b) of the Local Government Act 1999 on the basis that:

- (b) information the disclosure of which -
- i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and
 - ii) would, on balance, be contrary to the public interest.

This matter is Confidential because it involves review of contractual documentation relating to CEO review services; which contains commercial information that is provided on a confidential basis.

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; Committee consider it necessary to consider this matter in confidence.

CARRIED

C. PROCEDURAL DECISION - COMMITTEE TO DECIDE HOW LONG ITEM 8.2 IS TO BE KEPT IN CONFIDENCE**COMMITTEE RESOLUTION****5244**

Moved: Deputy Mayor Rentoulis

Seconded: Cr Smallwood-Smith

Pursuant to Section 91(7) of the Local Government Act 1999, the Committee orders that the following aspects of Item 8.2 be kept confidential in accordance with Committee's reasons to deal with this item in confidence pursuant to Section 90 (3) (b) of the Local Government Act 1999:

- Report for Item 8.2
- Attachment(s) for Item 8.2
- Minutes for Item 8.2

Duration of Order:

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.

CARRIED

6 INFORMAL DISCUSSION

6.1 CHIEF EXECUTIVE OFFICER REVIEW COMMITTEE WORKPLAN 2023

Presenter: Elena Casciano

Outcome:

Item was discussed

7 INFORMAL ACTIONS

8 CONFIDENTIAL MATTERS

9 CLOSURE

The meeting closed at 5:53.