



MINUTES

of

CHIEF EXECUTIVE OFFICER PERFORMANCE 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

**MONDAY, 13 FEBRUARY 2017
AT 5:30PM**

The meeting commenced at 5:30pm.

1 ATTENDANCE RECORD

1.1 Present

PRESIDING MEMBER - MAYOR GLENN DOCHERTY (via phone)

Cr Denis Davey

Cr Dino Musolino

Cr Adam Sherwood

Also in attendance for the meeting:

Chief Executive Officer

Mr Mal Hemmerling

External Consultant

Ms Jane Jeffreys

Executive Officer

Ms Rosemary Munslow

Minute Taker

Ms Kate Symes

1.2 Apologies

Nil

1.3 Not Present

Nil

2 CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION

2786

Moved: Cr Sherwood **Seconded:** Cr Davey

The Minutes of the Chief Executive Officer Performance Review Committee Meeting held 08 February 2016 be confirmed as a true and accurate record of proceedings.

The Minutes of the Special Chief Executive Officer Performance Review Committee Meeting held 08 March 2016 be confirmed as a true and accurate record of proceedings.

The Minutes of the Special Chief Executive Officer Performance Review Committee Meeting held 15 March 2016 be confirmed as a true and accurate record of proceedings.

The Minutes of the Special Chief Executive Officer Performance Review Committee Meeting held 15 August 2016 be confirmed as a true and accurate record of proceedings.

The Minutes of the Special Chief Executive Officer Performance Review Committee Meeting held 10 October 2016 be confirmed as a true and accurate record of proceedings.

CARRIED

3 DECLARATIONS OF INTEREST

Nil

4 DEPUTATION / REPRESENTATIONS

Nil

9 CONFIDENTIAL MATTERS

9.1 CEO CONTRACTUAL OBLIGATIONS *ITEM BROUGHT FORWARD*

Presenter: Ms Jane Jeffreys, Jane Jeffrey Consulting

Outcome: The Committee discussed and provided input regarding the CEO's contractual obligations.

A. COMMITTEE TO MOVE MOTION TO GO INTO CONFIDENCE

COMMITTEE RESOLUTION

2787

Moved: Cr Sherwood

Seconded: Cr Musolino

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:

- Mal Hemmerling, Chief Executive Officer;
- Ms Jane Jeffreys, Jane Jeffreys Consulting;
- Rosemary Munslow, Senior Manager Corporate Services; and
- Kate Symes, Minute Taker.

in order to consider in confidence agenda item number 9.1 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).

This matter is Confidential because the matter relates to information pertaining to the personal affairs of the Chief Executive Officer.

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 moved in to confidence at 5:34pm

C. PROCEDURAL DECISION - TO DECIDE HOW LONG ITEM 9.1 IS TO BE KEPT IN CONFIDENCE

COMMITTEE RESOLUTION

2789

Moved: Cr Davey

Seconded: Cr Musolino

Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the Council orders that the following aspects of Item 9.1 be kept confidential, with the exception of the CEO, in accordance with Council's reasons to deal with this item in confidence pursuant to Section 90 (3) (a) of the Local Government Act 1999:

- Decision for Item 9.1

This order shall operate until the Council undertakes a review and makes a determination 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 was reopened to the public at 6:45pm

5 STAFF REPORTS

Matters to be considered by the Committee and referred to Council

Matters which cannot be delegated to a Committee or Staff.

5.1 CHIEF EXECUTIVE OFFICER PERFORMANCE AGREEMENT 2016/17

Responsible Executive Manager : Mal Hemmerling

COMMITTEE RECOMMENDATION

2790

Moved: Cr Sherwood

Seconded: Cr Davey

That the Committee endorse the Chief Executive Officer Performance Agreement 2016/17 (Attachment 1)

CARRIED

6 INFORMAL DISCUSSION

6.1 MAYOR'S COMMUNIQUÉ ITEM DEFERRED TO END OF THE MEETING

7 INFORMAL ACTIONS

Nil

8 COMMITTEE WORKPLAN

8.1 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE WORKPLAN

Presenter: Ms Rosemary Munslow

Outcome: The Committee reviewed and amended the Work Plan.

Cr Denis Davey left the room at 7:01pm

Cr Denis Davey entered the room at 7:02pm

Ms Jane Jeffreys left the meeting at 7:07pm

Ms Jane Jeffreys entered the meeting at 7:10pm

9 CONFIDENTIAL MATTERS

9.2 REVIEW THE CHIEF EXECUTIVE OFFICER'S QUARTERLY PERFORMANCE

Presenter: Mr Mal Hemmerling & Ms Jane Jeffreys

Outcome: The Committee discussed and provided input regarding the review the Chief Executive Officer's quarterly performance.

A. COMMITTEE TO MOVE MOTION TO GO INTO CONFIDENCE

COMMITTEE RESOLUTION

2791

Moved: Cr Sherwood **Seconded:** Cr Davey

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;
- Ms Jane Jeffreys, Jane Jeffreys Consulting;
- Rosemary Munslow, Senior Manager Corporate Services; and
- Kate Symes, Minute Taker.

in order to consider in confidence agenda item number 9.2 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).

This matter is Confidential because the matter relates to information pertaining to the personal affairs of the Chief Executive Officer.

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 moved into confidence at 7:12pm

C. PROCEDURAL DECISION - TO DECIDE HOW LONG ITEM 9.2 IS TO BE KEPT IN CONFIDENCE

COMMITTEE RESOLUTION

2792

Moved: Cr Davey

Seconded: Cr Sherwood

Pursuant to Section 90(2) and Section 91(7) of the Local Government Act 1999, the Council orders that the following aspects of Item 9.2 be kept confidential in accordance with Council's reasons to deal with this item in confidence pursuant to Section 90 (3) (a) of the Local Government Act 1999:

- Attachment for Item 9.2

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

Meeting reopened to the public at 7:28pm

6 INFORMAL DISCUSSION

6.1 MAYOR'S COMMUNIQUÉ

Presenter: Ms Rosemary Munslow

Outcome: The Committee provided input for the Mayor's Communique.

10 CLOSURE

The meeting closed at 7:31pm.