



MINUTES OF THE MEETING OF THE CEO PERFORMANCE REVIEW COMMITTEE

held on Wednesday 28 April 2021 commencing at 3.00pm in the
Elected Members Office, Council Office, 43-51 Tanunda Road, Nuriootpa

1.1 WELCOME

Mayor Bim Lange declared the meeting open at 3.01pm

1.2 PRESENT

Mayor Bim Lange, Cr Russell Johnstone, Cr Kathryn Schilling, Gary Mavrinac - Director, Development and Environmental Services, Hender Consulting – Andrew Reed, Minute Secretary.

1.3 LEAVE OF ABSENCE

Nil

1.4 APOLOGIES FOR ABSENCE

Cr Richard Miller, Cr Cathy Troup

MOVED Cr Johnstone

That Council receive the apology from Cr Miller and Cr Troup.

SECONDED Cr Schilling

CARRIED CEORC 2018-22/1

2. MINUTES OF PREVIOUS MEETINGS – FOR CONFIRMATION

Nil

3. STAFF REPORTS

Presenter: Mayor Lange

Outcome: The Committee were provided with a summary of the Proposed Temporary Reforms – CEO Support as well as the Proposed Resource and Structure - Business Case. The Committee were in support of the content of the Reform.

4. ITEMS FOR DISCUSSION**4.1 Review of Section 41 Committee and Terms of Reference – Role of the Committee**

Presenter: Mayor Lange

Outcome: The Committee were provided with a verbal update to confirm the role of the Committee and the Terms of Reference.

4.2 Confirmation of Committee meeting schedule

Presenter: Janine Harding

Outcome: The Committee were provided the opportunity to discuss the 2021 schedule and were supportive of the content and timeframe requirements.

5. CONFIDENTIAL ITEMS FOR DISCUSSION**5.1 Hender Consulting – Scope of works and review of processes**

MOVED Cr Johnstone

That Council:

- (1) Under the provisions of Section 90(2) of the *Local Government Act 1999*, make an order that the public be excluded from the meeting with the exception of Mayor Lange, Deputy Mayor Johnstone, Cr Schilling, the Director Development and Environmental Services and the Minute Secretary, in order to consider in confidence a report relating to agenda item 5.1 'Hender Consulting – Scope of works and review of processes' being information that must be considered in confidence as under Section 90 (3) (a) of the *Local Government Act 1999* on the basis that the information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead) and would, on balance, be contrary to the public interest; and
- (2) Accordingly, on this basis, Council is satisfied that public interest in conducting meetings in a place open to the public has been outweighed by the need to keep the information and discussion confidential because the matter relates to information pertaining to the personal affairs of the Chief Executive Officer.

Seconded Cr Schilling

CARRIED CEORC 2018-22/2

The meeting moved into confidence at 3.12pm.

Presenter: Andrew Reed

Outcome: The Committee was provided with an overview of the review process that will be facilitated by Hender Consultancy and the governance principles involved. The Committee was in support of the proposed facilitation.

MOVED Cr Schilling

That the Committee:

Having considered this matter in confidence under Sections 90(2) and 90(3)(a) of the *Local Government Act 1999*, makes an order pursuant to Section 91(7), that item 5.1 'Hender Consulting – Scope of works and review of processes' be kept confidential and the order shall operate until the next 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*.

Seconded Cr Johnstone

CARRIED CEORC 2018-22/CO1

Resumption of open council meeting at 3.58pm.

6. NEXT MEETING

Wednesday 5 May 2021 at 4.00pm.

7. CLOSURE OF MEETING

Mayor Lange declared the meeting closed at 3.58pm.

Confirmed at CEO Performance Review Committee Meeting on 5 May 2021.

Date:.....

Mayor:.....