



# MINUTES

of

## COUNCIL MEETING

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

held in the

**WALKERVILLE CIVIC CENTRE  
COUNCIL CHAMBERS  
66 WALKERVILLE TERRACE GILBERTON**

on

**MONDAY 16 APRIL 2018 AT 7:00PM**

KIKI MAGRO  
CHIEF EXECUTIVE OFFICER

**Minutes**  
16 APRIL 2018

**1. ATTENDANCE RECORD**

1.1 Present

Mayor R Grigg  
Councillor M Bishop  
Councillor G Busato  
Councillor E Fricker  
Councillor M Graham-King  
Councillor D Shetliffe  
Councillor J Williams

Staff in attendance

Chief Executive Officer, K Magro  
Group Manager Assets & Infrastructure, J Bowen  
Acting Group Manager Planning, Environment & Regulatory Services, Carly Walker  
Group Manager Corporate Services, Katy Bone  
Group Manager Customer Experience, Anna-Lucia Draper  
Manager Community Development & Engagement, F Deckert  
Manager Communications & Marketing, S DeNicola  
Property & Contracts Officer, Kate Arthur  
Acting Council Secretariat, J Biskup

1.2 Not Present / Leave of Absence

Councillor David Whiting – Leave of Absence approved 19 February 2018

Councillor Graham Webster – Leave of Absence approved 15 January 2018

**Moved: Councillor Busato**  
**Seconded: Councillor Williams**

**CNC298/17-18**

That Councillor Shetliffe be granted leave of absence from 1 – 16 June 2018.

## 2. CONFIRMATION OF MINUTES

Moved: Councillor Shetliffe  
Seconded: Councillor Bishop

**CNC299/17-18**

That the minutes of the Council meeting held on the 19 March 2018 be confirmed as a true and accurate record of the proceedings.

**CARRIED**

## 3. DECLARATIONS OF INTEREST (material, actual, perceived)

Councillor Graham-King declared a perceived conflict of interest for Item 16.1 2018 Volunteer Awards

CEO declared an interest under Section 120 of the *Local Government Act 1999* for Items 12.2.1 CEO Performance Review Committee - Terms of Reference, 14.3.5 CEO Performance Review Committee Minutes and 16.6 CEO Contract Renewal.

## 4. REPORTS FROM ELECTED MEMBERS HAVING ATTENDED TRAINING, CONFERENCES OR SEMINARS

4.1 Mayors Report

Moved: Councillor Shetliffe  
Seconded: Councillor Fricker

**CNC300/17-18**

That Council receives and notes the Mayoral Diary from 15 March 2018 to 11 April 2018 noting that Councillor Fricker did not attend the meetings held 19 and 21 March.

**CARRIED**

## 5. QUESTIONS WITHOUT NOTICE

5.1 Councillor Busato

Can the Administration advise if any land situated in the Town of Walkerville has been subject to the Kurna Native Title claim?

Answer provided by the CEO

There is no land within the township that is subject to the Kurna Native Title claim.

## 6. QUESTIONS FROM THE GALLERY

Nil

## 7. QUESTIONS ON NOTICE

Nil

## 8. PETITIONS

Nil

## 9. DEPUTATIONS / REPRESENTATIONS / PRESENTATIONS

- Rob Gregory, General Manager East Waste & Shane Raymond, Manager Operations East Waste were present for Item 12.4.2 East Waste – Budget Implications – Recycling Rebate
- Richard Altman was present for Item 16.6 CEO Contract Renewal

## 10. MOTIONS WITHOUT NOTICE

Nil

## 11. MOTIONS WITH NOTICE

**Moved:** Councillor Busato  
**Seconded:** Councillor Bishop

11.1 China Sword National Program (Implications to East Waste) - Councillor Gianni Busato

1. That Council write to the Minister for Environment and Water requesting action be taken to implement a rescue package that addresses the cost impact to South Australian Councils of the China Sword National Program which has resulted in the collapse of income from the kerbside recycling program.
2. That the CEO inform the Minister for Environment and Water that the Town of Walkerville will consider not paying the Solid Waste Levy from 1 July, as a budget saving measure, unless such a rescue package has been implemented.

Amendment:

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Fricker

That Council write to the Minister for Environment and Water requesting action be taken to implement a rescue package that addresses the cost impact to South Australian Councils of the China Sword National Program which has resulted in the collapse of income from the kerbside recycling program.

**CARRIED**

The Mayor put the amendment, which was carried and upon becoming the motion was again put and carried.

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Fricker

### **CNC302/17-18**

That Council write to the Minister for Environment and Water requesting action be taken to implement a rescue package that addresses the cost impact to South Australian Councils of the China Sword National Program which has resulted in the collapse of income from the kerbside recycling program.

**CARRIED**

With the leave of the Council, the Mayor brought forward Item 12.4.2 East Waste – Budget Implications – Recycling Rebate as the next Item for discussion.

#### 12.4.2. East Waste – Budget Implications – Recycling Rebate

#### **Recommendation**

**Moved:** Councillor Busato  
**Seconded:** Councillor Fricker

### **CNC303/17-18**

Pursuant to s90(3)(h)

Pursuant to section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except, Chief Executive Officer, K Magro, Group Manager Assets & Infrastructure J Bowen, Acting Group Manager Planning, Environment & Regulatory Services Carly Walker, Group Manager Corporate Services Katy Bone, Group Manager Customer Experience Anna-Lucia Draper, Manager Community Development & Engagement Fiona Deckert, Manager Communications & Marketing, Sonia DeNicola, Kate Arthur Property and Contracts Officer, Acting Council Secretariat, Jo Biskup and Rob Gregory and Shane Raymond from East Waste be excluded from attendance at the meeting for Agenda Item 12.4.2. East Waste – Budget Implications – Recycling Rebate.

The Council is satisfied that, pursuant to section 90(3)(h) of the Act, additional information to be received, discussed or considered in relation to this Agenda Item is legal advice that has been presented to East Waste and relevant to this item

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because Council has not yet made a decision in relation to this advice and is subject to professional privilege.

**CARRIED**

#### **Recommendation (Public)**

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Fricker

### **CNC304/17-18**

That the legal advice from Thomson Geer to East Waste dated 21 March 2018 be tabled.

**CARRIED**

**Recommendation (Public)**

**Moved: Councillor Shetliffe**  
**Seconded: Councillor Busato**

**CNC30517-18**

Pursuant to .91(7)

That having considered Agenda Item 12.4.2. East Waste – Budget Implications – Recycling Rebate in confidence under section 90(2) and (3)(h) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the legal advice as presented to East Waste and tabled at Council relevant to this Agenda Item be retained in confidence for a period of 2 years, excepting that Council authorises the release of the minutes to substantive party/parties to enable enactment of the resolution) and that pursuant to Section 91(9)(c) of the *Local Government Act 1999* the Council delegates to the Chief Executive Officer the power to review and revoke this Order.

and

That Council resolves to end its confidential deliberations pursuant to Section 90(2) of the Local Government Act 1999 Council and re-admit the public.

**CARRIED**

**Recommendation**

**Moved: Councillor Busato**  
**Seconded: Councillor Fricker**

**CNC306/17-18**

That Council:

Retained in Confidence - Review Date June 2020

**CARRIED**

Having considered item 12.4.2 the Mayor returned to the agenda.

## 12. REPORTS REQUIRING DECISION OF COUNCIL

### 12.1 Strategy

Nil

### 12.2 Policy

#### 12.2.1 CEO Performance Review Committee – Terms of Reference

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Graham-King

#### **CNC307/17-18**

That Council having reviewed the CEO Performance Review Committee Terms of Reference resolves:

- a. the current membership of the Committee remain unchanged until the end of this Council term;
- b. the sentence: *“the membership of the Committee will be reviewed in April each year”* be deleted.
- c. to amend the Terms of Reference to include that the Committee is to make a recommendation to Council, for the appointment of an independent consultant be to assist in the review.

**CARRIED**

### 12.3 Operational

#### 12.3.1 Community Fund 2017/18

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Williams

#### **CNC308/17-18**

1. That Council allocates the following funds to the Community Fund applicant from the 2017/18 Community Fund budget:
  - a. Walkerville Bowling Club: \$900.00
2. That Administration writes to the applicant for the Community Fund grant and advises them of the Council resolution.
3. That the successful applicant is invited to attend the ordinary meeting of Council to be held on 21 May 2018 to formally receive the funds from His Worship Mayor Grigg at the beginning of the Council Meeting.

**CARRIED**

12.3.2 Tonkin Street – Emu Crossing

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Fricker

**CNC309/17-18**

That Council proceeds with construction of the Tonkin Street Emu Crossing project in the revised location as presented in Attachment A: Option 1 to this report.

**CARRIED**

12.4 Subsidiaries

12.4.1 Eastern Health Authority (EHA) – Annual Business Plan and Budget

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Fricker

**CNC310/17-18**

That Council:

1. receive and note the Eastern Health Authority (EHA) preliminary draft Annual Business Plan and Budget for 2018/19; and
2. advise EHA that it has no objections to what is being proposed; and
3. acknowledges that the final draft Annual Business Plan and Budget for 2018/19 will be considered by the EHA Board at its meeting scheduled for 2 May 2018.

**CARRIED**

**13. IDENTIFICATION OF ITEMS FOR INDIVIDUAL CONSIDERATION**

**MOVED:** Councillor Shetliffe  
**SECONDED:** Councillor Busato

**CNC311/17-18**

That items 14.3.4, 14.3.5, 14.3.6, 14.3.7, 14.3.8, 14.4.1, 14.4.2, 14.4.3, 14.4.4 be moved as per their recommendations.

**CARRIED**



## 14. REPORTS PRESENTED FOR INFORMATION

### 14.1 Strategy

Nil

### 14.2 Policy

Nil

### 14.3 Operational

#### 14.3.1 2017/18 CAPEX Projects Status Report – April 2018

**Moved: Councillor Williams**  
**Seconded: Councillor Graham-King**

#### **CNC312/17-18**

That Council receive and note the 2017/18 CAPEX Projects Status Report, April 2018.

**CARRIED**

#### 14.3.2 Monthly Finance Report

**Moved: Councillor Fricker**  
**Seconded: Councillor Williams**

#### **CNC313/17-18**

That Council receives and notes the Monthly Financial Report as at 31 March 2018.

**CARRIED**

#### 14.3.3 Works Report for March 2017

**Moved: Councillor Graham-King**  
**Seconded: Councillor Bishop**

#### **CNC314/17-18**

That Council receives and notes the Works Report for March 2018.

**CARRIED**

14.3.4 Customer Experience Quarterly Service Report

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Busato

**CNC315/17-18**

That Council receives and notes the Customer Experience Quarterly Report for January 2018 to March 2018.

**CARRIED**

14.3.5 CEO Performance Review Committee Minutes

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Busato

**CNC316/17-18**

That Council receives and notes the CEO Performance Review Committee minutes for the meetings convened on 3 April 2018 and 9 April 2018.

**CARRIED**

14.3.6 Lansdowne Terrace Vale Park Stormwater and Road Project Update

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Busato

**CNC317/17-18**

That Council receives and notes the Lansdowne Terrace Vale Park Stormwater and Road Project Update report for April 2018.

**CARRIED**

14.3.7 Outstanding Council Resolutions / Action Report

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Busato

**CNC318/17-18**

That Council receives and notes the list of Council resolutions currently being processed as at 12 April 2018.

**CARRIED**

14.3.8 Strategic Planning & Development Policy Committee (SPDPC)  
Minutes – 3 April 2018

**Moved: Councillor Shetliffe**  
**Seconded: Councillor Busato**

**CNC319/17-18**

That Council receive and note the minutes of the Strategic Planning & Development Policy Committee meeting held on 3 April 2018.

**CARRIED**

14.4 Subsidiaries

14.4.1 ERA Water Long Term Financial Plan and Draft 2018/19 Budget

**Moved: Councillor Shetliffe**  
**Seconded: Councillor Busato**

**CNC320/17-18**

That Council having received and noted correspondence received from the General Manager ERA Water (Attachment A to this report), acknowledges that the ERA Water Long Term Financial Plan and Draft 2018/19 Budget will be delayed.

**CARRIED**

14.4.2 ERA Water Board – Minutes of Meeting

**Moved: Councillor Shetliffe**  
**Seconded: Councillor Busato**

**CNC321/17-18**

That Council receives and notes the ERA Water Board Minutes for the meetings convened on 27 March 2018.

**CARRIED**

14.4.3 ERA Water Project Progress Report

**Moved: Councillor Shetliffe**  
**Seconded: Councillor Busato**

**CNC322/17-18**

That the ERA Water Project Progress Report appearing as Attachment A of this report is received and noted.

**CARRIED**

14.4.4 Eastern Health Authority Audit Committee Minutes

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Busato

**CNC323/17-18**

That Council receives and notes the Eastern Health Authority Audit Committee Minutes for the meeting convened on 4 April 2018 be received and noted.

**CARRIED**

14.5 Correspondence

Nil

**15. URGENT OTHER BUSINESS**

Nil

**16. CONFIDENTIAL ITEMS**

16.1 2018 Volunteer Awards

Councillor Graham-King declared a perceived conflict of interest as a non-active member of the Rotary Club, who are one of the nominees. Councillor Graham-King advised that she will remain in the chamber, participate in the debate and vote.

**Moved:** Councillor Busato  
**Seconded:** Councillor Fricker

**Recommendation (Public)**

Pursuant to s90(3)(a)

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Chief Executive Officer, Kiki Magro, Manager Community Development & Engagement, Fiona Deckert, Sonia Denicola Manager Marketing & Communications and Acting Council Secretariat, Jo Biskup be excluded from attendance at the meeting for 2018 Volunteer Awards report.

The Council is satisfied that, pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), because it provides personal information of members of the community.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information relates to the personal affairs of members of the community.

**CARRIED**

**Recommendation (Confidential)**

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Fricker

**CNC325/17-18**

That Council having considered the nominations received for the 2018 Volunteer of the Year Award, selects Lyn O'Grady for the Volunteer of the Year Award.

**CARRIED**

**Moved:** Councillor Williams  
**Seconded:** Councillor Busato

**CNC326/17-18**

That Council having considered the nominations received for the 2018 Volunteer of the Year Award, selects Marwa Abou Zeid for the Young Volunteer Award.

**CARRIED**

**Moved:** Councillor Shetliffe  
**Seconded :** Councillor Bishop

**CNC327/17-18**

That Council having considered the nominations received for the 2018 Volunteer of the Year Award, has determined that a joint award be provided to Miniature Christmas Pageant and Walkerville Art Show Community for the Event of the Year Award,

**CARRIED**

**Moved:** Councillor Shetliffe  
**Seconded :** Councillor Fricker

**CNC328/17-18**

That Council awards the Mayor's Choice Award to the Wesleyan Cemetery Committee.

**CARRIED**

**Recommendation (Public)**

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Graham-King

**CNC329/17-18**

Pursuant to s.91(7)

That having considered the 2018 Volunteer Awards in confidence under section 90(2) and (3)(a) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report, attachments and minutes relevant to this Item be retained in confidence until the recipients have been notified and / or received their awards.

and

That Council resolves to end its confidential deliberations pursuant to Section 90(2) of the *Local Government Act 1999* and re-admit the public.

**CARRIED**

16.2 Charlotte Balfour Watercolour

**Moved:** Councillor Cr Fricker  
**Seconded:** Councillor Cr Graham-King

**Recommendation (Public)**

Pursuant to s90(3)(a)

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Chief Executive Officer Kiki Magro, Manager Marketing & Communications Sonia DeNicola, Group Manager Corporate Services Katy Bone, Manager Community & Development Fiona Deckert, Property & Contracts Officer Kate Arthur and the Acting Council Secretariat Jo Biskup be excluded from attendance at the meeting for Agenda Item 'Charlotte Balfour Watercolour'.

The Council is satisfied that, pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of information contained in this report will be prematurely disclosed before the details have been considered and discussed with the person of interest.

**CARRIED**

**Recommendation (Public)**

**Moved:** Councillor Fricker  
**Seconded:** Councillor Graham-King

**CNC331/17-18**

That the Charlotte Balfour 'Walkerville Civic Centre Courtyard' Watercolour is returned to the Wilson family and the Asset Register be updated accordingly.

**CARRIED**

## Recommendation (Public)

**Moved:** Councillor Busato  
**Seconded:** Councillor Bishop

### CNC332/17-18

#### Pursuant to s.91(7)

That having considered Agenda Item 'Charlotte Balfour Watercolour' in confidence under section 90(2) and (3)(a) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report relevant to this Agenda Item be retained in confidence for a period of 12 months excepting that Council authorises the release of the minutes to enable enactment of the resolution and that pursuant to Section 91(9)(c) of the *Local Government Act 1999* the Council delegates to the Chief Executive Officer the review and power to revoke this Order

and

That Council resolves to end its confidential deliberations pursuant to Section 90(2) of the *Local Government Act 1999* Council and re-admit the public.

**CARRIED**

### 16.3 River Torrens Linear Path – Led Lighting Upgrade Project Tender Evaluation Report

**Moved:** Councillor Busato  
**Seconded:** Councillor Graham-King

### CNC333/17-18

#### Pursuant to s90 (3) (k)

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public except, Chief Executive Officer, Kiki Magro, the Group Manager Asset & Infrastructure, Josh Bowen, Group Manager Corporate Services, Katy Bone, Property & Contracts Officer, Kate Arthur and the Acting Council Secretariat, Jo Biskup be excluded from attendance at the meeting for Agenda Item 16.3 Lansdowne Terrace Vale Park Stormwater & Road Upgrade Project Tender Evaluation Report.

The Council is satisfied that, pursuant to section 90(3)(k) of the Act, the information to be received, discussed or considered in relation to this Agenda Item are tenders for the provision of services as they relate to the Lansdowne Terrace stormwater and road reseal project and that information contained in this Agenda Item contains commercially sensitive information in relation to the submissions by private companies.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the information to be disclosed and discussed has the potential to impact adversely on each of the tenderers as competitive commercial information will be disclosed.

**CARRIED**

**Recommendation (Public)**

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Busato

**CNC334/17-18**

1. That Council receives and notes the River Torrens Linear Path – LED Lighting Upgrade Evaluation Report; *and*
2. That the Chief Executive Officer be authorised to negotiate and execute a contract for work with the preferred tenderer subject to the program be spread over three Financial Years and the Long Term Financial Plan (LTFP) be updated accordingly (viz. \$650,000).

**CARRIED**

**Recommendation (Public)**

**Moved:** Councillor Busato  
**Seconded:** Councillor Fricker

**CNC335/17-18**

Pursuant to s.91(7)

That having considered the River Torrens Linear Path – LED Lighting Upgrade Evaluation Report in confidence under section 90(2) and (3)(k) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of the Act orders that the report and attachments relative to this Agenda Item be retained in confidence until the project is complete, excepting that Council authorises the release of the minutes to substantive party/parties to enable enactment of the resolution and that pursuant to Section 91(9)(c) of the *Local Government Act 1999* the Council delegates to the Chief Executive Officer the power to review and revoke this Order.

and

That Council resolves to end its confidential deliberations pursuant to Section 90(2) of the *Local Government Act 1999* and re-admit the public.

**CARRIED**

16.4 Walkerville Sports Club Financials

**Moved:** Councillor Fricker  
**Seconded:** Councillor Williams

**CNC336/17-18**

Pursuant to s90(3)(b)

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except Council's Chief Executive Officer Kiki Magro, Group Manager Corporate Services Katy Bone, Property and Contracts Officer Kate Arthur and Acting Council



Secretariat Jo Biskup, be excluded from attendance at the meeting for Agenda Item Walkerville Sports Club Financials.

The Council is satisfied that, pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information and on balance, be contrary to the public interest.

**CARRIED**

**Recommendation (Public)**

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Cr Fricker

**CNC337/17-18**

That this Item be deferred to the 21 May meeting of Council.

**CARRIED**

**Recommendation (Public)**

**Moved:** Councillor Fricker  
**Seconded:** Councillor Williams

**CNC338/17-18**

Pursuant to s.91(7)

That having considered Agenda Item Walkerville Sports Club Financials in confidence under section 90(2) and (3)(b) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report and attachments relevant to this Agenda Item be retained in confidence for a period of 12 months or the matter has been finalised, excepting that Council authorises the release of the minutes to substantive party/parties to enable enactment of the resolution and that pursuant to Section 91(9)(c) of the *Local Government Act 1999* the Council delegates to the Chief Executive Officer the review and power to revoke this Order

and

That Council resolves to end its confidential deliberations pursuant to Section 90(2) of the *Local Government Act 1999* and re-admit the public.

**CARRIED**

16.5 ERA Water – Acquisition Offer

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Graham-King

**CNC339/17-18**

Pursuant to s90(3)(d)

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except the Chief Executive Officer Kiki Magro and the Acting Council Secretariat Jo Biskup be excluded from attendance at the meeting for Agenda Item 'ERA Water – Acquisition Offer'.

The Council is satisfied that, pursuant to section 90(3)(d) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is commercial information of a confidential nature (not being a trade secret) the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information and / or to confer a commercial advantage on a third party as financial details will be disclosed.

In addition, Council has further considered that the information would on balance be contrary to the public interest because the disclosure of this information may result in a competitor receiving the information to the detriment of Council.

**CARRIED**

**Recommendation (Public)**

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Busato

**CNC340/17-18**

That Council having considered Water Utilities Australia (WUA) offer dated 9 March 2018 to acquire the assets of ERA Water and the response letter from the ERA Water Board Independent Chairperson dated 27 March 2018, agree with the Board's recommendation not to proceed.

**CARRIED**

**Recommendation (Public)**

**Moved:** Councillor Bishop  
**Seconded:** Councillor Fricker

**CNC341/17-18**

Pursuant to s.91(7)

That having considered Agenda Item 'ERA Water – Acquisition Offer' in confidence under section 90(2) and (3)(d) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report and Attachments relevant to this Agenda Item be retained in confidence for a period of 2 years excepting that Council authorises the release of the minutes and that pursuant to Section 91(9)(c) of the *Local Government Act 1999* the Council delegates to the Chief Executive Officer the power to review and revoke this Order;

and

That Council resolves to end its confidential deliberations pursuant to Section 90(2) of the *Local Government Act 1999* Council and re-admit the public.

**CARRIED**

16.6 CEO Contract Renewal

**Moved:** Councillor Shetliffe  
**Seconded:** Councillor Busato

**CNC342/17-18**

Pursuant to s90(3)(a)

Pursuant to section 90(2) of the *Local Government Act 1999* the Council, orders that all members of the public, except Consultant Richard Altman and be excluded from attendance at the meeting for the Item 16.6 CEO Contract Renewal.

The Council is satisfied that, pursuant to section 90(3)(a) of the Act, the information to be received, discussed or considered in relation to this Agenda Item is information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead), being the proposed participants.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because disclosure of details may prematurely be disclosed before the details have been discussed with the participants.

**CARRIED**

**Recommendation (Public)**

**Moved:** Councillor Busato  
**Seconded:** Councillor Fricker

**CNC343/17-18**

That the CEO's Employment Agreement be renewed for a period of four years to be effective from July 2018 and end on 30 June 2022.

**CARRIED**

**Recommendation (Public)**

**Moved: Councillor Fricker**  
**Seconded: Councillor Busato**

**CNC344/17-18**

Pursuant to s.91(7)

That having considered Item 16.6 CEO Contract Renewal in confidence under section 90(2) and (3)(a) of the *Local Government Act 1999*, the Council, pursuant to section 91(7) of that Act orders that the report and any documentation relevant to this Agenda Item be retained in of two years excepting that Council authorises the release of the minutes to substantive party/parties to enable enactment of the resolution.

and

Council resolves to end its confidential deliberations pursuant to Section 90(2) of the *Local Government Act 1999* and re-admit the public.

**CARRIED**

**17. CLOSURE**

The meeting closed at 10.13 pm.