



## **MINUTES**

of

# **CEO PERFORMANCE REVIEW COMMITTEE MEETING**

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

Held at

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

on

**8 OCTOBER 2020 at 1.00PM**

**MINUTES**  
8 October 2020

*The meeting was declared open at 1.07pm*

**1. ATTENDANCE RECORD**

- 1.1 Present
- 1.2 Apologies
- 1.3 Not Present / Leave of Absence

**2. CONFIRMATION OF MINUTES**

**Moved:** Cr Bishop  
**Seconded:** Cr Joshi

**CEO15/20-21**

That the minutes of the CEO Performance Review Committee Meeting held on 22 September 2020 be confirmed as a true and accurate record of the proceedings.

**CARRIED**

**3. REPORTS REQUIRING DECISION OF COMMITTEE**

**4. REPORTS PRESENTED FOR INFORMATION**

Nil.

**5. CONFIDENTIAL REPORTS**

- 5.1 Appointment of Consultant to Assist CEO Performance Review Committee

**Recommendation (Public)**

**Moved:** Cr Bishop  
**Seconded:** Cr Joshi

**CEO16/20-21**

Pursuant to s90(3)(d) and s90(3)(k)

Pursuant to section 90(2) of the *Local Government Act 1999* the CEO Performance Review Committee orders that all members of the public, except the Council Secretariat, Vanessa Davidson, be excluded from attendance at the meeting for Agenda Item 5.1 CEO Performance Review - Appointment of Consultant.

The CEO Performance Review Committee is satisfied that:

- 1. 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 as it contains pricing information relating to a tender process for professional services.

2. 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 to the Council and at this time the information relating to the tender process should not be made public.

In addition, the CEO Performance Review Committee 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 the proposed provider.

**CARRIED**

*The time being 1.07pm the meeting moved into confidence.*

**Moved:** Cr Bishop

**Seconded:** Cr Joshi

#### **CEO17/20-21**

That Standing Orders be suspended for fifteen minutes in order for the Committee to have a full and frank discussion regarding the selection of a consultant to assist them to undertake the CEO Performance review for the 2020/ 2021 and 2021/ 2022 financial years.

**CARRIED**

*The time being 1.08pm Standing Orders were suspended.*

**Moved:** Cr Williams

**Seconded:** Cr Joshi

#### **CEO18/20-21**

That Standing Orders be suspended for a further 10 minutes in order for the discussion to be finalised.

**CARRIED**

**Moved:** Cr Bishop

**Seconded:** Cr Joshi

#### **CEO19/20-21**

That Standing Orders be resumed.

**CARRIED**

*The time being 1.28pm Standing Orders were resumed.*

## **Recommendation (Confidential)**

**Moved:** Cr Bishop

**Seconded:** Cr Joshi

### **CEO20/20-21**

The CEO Performance Review Committee recommends to Council that Richard Altman Consulting be appointed to assist the Committee conduct the CEO Performance Review for the 2020/ 2021 and 2021/ 2022 financial years.

**CARRIED**

## **Recommendation (Public)**

Pursuant to s.91(7)

**Moved:** Cr Bishop

**Seconded:** Cr Williams

### **CEO21/20-21**

That having considered Agenda Item 5.1 CEO Performance Review – Appointment of Consultant in confidence under section 90(2), 90(3)(d) and 90(3)(k) of the Local Government Act 1999, the CEO Performance Review Committee, pursuant to section 91(7) of that Act recommends to Council that the report and minutes relevant to this agenda item be retained in confidence until the conclusion of the contractual obligations or for a period of two years; whichever is the greater.

That pursuant to Section 91(9)(c) of the *Local Government Act 1999* the Committee delegates to the Chief Executive Officer the review and power to revoke this Order

and

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

**CARRIED**

*The meeting moved out of confidence at 1.28pm*

## **6. CLOSURE**

*The meeting was declared closed at 1.28pm*