



MINUTES

of

CEO PERFORMANCE REVIEW COMMITTEE MEETING

held in

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

on

22 SEPTEMBER 2020 at 2.00PM

MINUTES
22 September 2020

The meeting was declared open at 2.01pm

1. ATTENDANCE RECORD

1.1 Present

Mayor Elizabeth Fricker
Deputy Mayor Cr MaryLou Bishop
Cr James Williams
Cr Jennifer Joshi

In attendance

Vanessa Davidson, Council Secretariat

1.2 Apologies

1.3 Not Present / Leave of Absence

2. CONFIRMATION OF MINUTES

Moved: Cr Bishop
Seconded: Cr Williams

CEO10/20-21

That the minutes of the CEO Performance Review Committee Meeting held on 31 August 2020 be confirmed as a true and accurate record of the proceedings.

CARRIED

3. REPORTS REQUIRING DECISION OF COMMITTEE

Nil.

4. REPORTS PRESENTED FOR INFORMATION

Nil.

5. CONFIDENTIAL REPORTS

5.1 CEO Performance Review Appointment of Consultant

Moved: Cr Joshi
Seconded: Cr Bishop

CEO11/20-21

Recommendation (Public)

Pursuant to s90(3)(d) and s90(3)9d)

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 2.02pm being the meeting moved into confidence.

Moved: Cr Bishop
Seconded: Cr Williams

CEO12/20-21

That Standing Orders be suspended for a period of fifteen minutes in order for full consideration of the Request for Quotes received.

CARRIED

The Presiding Member resumed standing Orders at 2.22pm

Recommendation (Confidential)

Moved: Cr Joshi
Seconded: Cr Bishop

CEO13/20-21

1. That the CEO Performance Review Committee, having considered the submissions received at the conclusion of the Request for Quotes process, requests Administration to facilitate interviews with the Committee and the following applicants:
 - RA Consulting
 - McArthur SA Pty Ltd
2. The Committee requests that the Council Secretariat, Vanessa Davidson, undertake three referee checks (using the questions appearing as Attachment C to this report) of the following applicants and provides the information to the Committee prior to the interview process:
 - RA Consulting
 - McArthur SA Pty Ptd.

CARRIED

Recommendation (Public)

Moved: Cr Bishop

Seconded: Cr Joshi

CEO14/20-21

Pursuant to s.91(7)

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:

1. The Report, Minutes and Attachments A and B relevant to this Agenda Item be retained in confidence.
2. The Report, Minutes and Attachment A be released once the matter the matter has been finalised.
3. That Attachment B be retained in confidence for a period of 5 years as the Attachment relates to 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.

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

CARRIED

The time 2.24 being the meeting moved out of confidence.

6. CLOSURE

The time being 2.24pm the meeting was closed.