

**Minutes of Extraordinary Council Meeting held on 16 July 2019****Meeting commenced at 6:30pm****Present:**

Darcy Byrne	Mayor
Victor Macri	Deputy Mayor
Marghanita Da Cruz	Councillor
Mark Drury	Councillor
Lucille McKenna OAM	Councillor
Colin Hesse	Councillor
Sam Iskandar	Councillor
Tom Kiat	Councillor
Pauline Lockie	Councillor
Rochelle Porteous	Councillor
Vittoria Raciti	Councillor
John Stamolis	Councillor
Louise Steer	Councillor
Anna York	Councillor
Melodie Whiting	Group Manager Human Resources
Marcia Doheny	General Counsel

**APOLOGIES:****THAT Apologies from Councillor Passas be accepted.****Motion Carried****For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Lockie, Macri, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York**Against Motion:** Nil**DISCLOSURES OF INTERESTS:**

Councillor Raciti declared a non-significant, non-pecuniary conflict of interest in Item 1 – Notice of Motion: Matters Concerning the General Manager as a relative is employed by the law firm who provided legal advice.

**Motion: (Byrne/Lockie)****THAT the Disclosure of Interest be received and noted.****Motion Carried****For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Lockie, Macri, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York**Against Motion:** Nil**Confidential Session****Motion: (Byrne/Da Cruz)****THAT Council enter into confidential session to consider the recently published SA Ombudsman reports regarding the CEO as well as advice (including independent legal advice) Council has received regarding same.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Lockie, Macri, McKenna OAM, Porteous, Raciti, Stamolis, Steer and York

**Against Motion:** Nil

That in accordance with Section 10A(2) d(i) of the Local Government Act 1993, the following matters be considered in Closed Session of Council for the reasons provided:

**C0719(1) Item 1 Notice of Motion: Matters Concerning the General Manager (Section 10A(2)(a) personnel matters concerning particular individuals (other than councillors) of the Local Government Act 1993).**

**ADJOURNMENT**

6.33pm – The Mayor, Clr Bryne adjourned the meeting to allow time to read the summary legal advice.

6:40pm – The Mayor, Clr Bryne resumed the meeting.

**REPORTS WITH CONFIDENTIAL INFORMATION**

**C0719(1) Item 1 Notice of Motion: Matters Concerning the General Manager**

**Motion: (Byrne/Macri)**

**THAT Council direct the General Counsel to procure a further independent review or advice from a senior counsel about the matter.**

**Motion Carried**

**For Motion:** Crs Byrne, Drury, Iskandar, Lockie, Macri, McKenna OAM, Raciti, Stamolis and York

**Against Motion:** Crs Da Cruz, Hesse, Kiat, Porteous and Steer

**Foreshadowed Motion: (Kiat/Hesse)**

**THAT Council:**

- 1. Confirm its support for and confidence in Mr Deegan as CEO of Council;**
- 2. Note that the CEO has, since commencing at Council proactively published his diary and expenses on Councils' website; and**
- 3. Request a report be brought to Council with respect to staff/councillor expenses policies, including recommendations for improvement, if any, for consideration.**

The Foreshadowed Motion lapsed.

The Extraordinary Meeting was adjourned at 8.15pm until Tuesday 23 July 2019 at the conclusion of the Ordinary Council meeting.

The meeting was resumed on 23 July 2019 at 8.18pm

**Present:**

Darcy Byrne	Mayor
Victor Macri	Deputy Mayor
Marghanita Da Cruz	Councillor
Mark Drury	Councillor
Lucille McKenna OAM	Councillor
Colin Hesse	Councillor
Sam Iskandar	Councillor
Tom Kiat	Councillor
Pauline Lockie	Councillor
Julie Passas	Councillor
Rochelle Porteous	Councillor
Vittoria Raciti	Councillor
John Stamolis	Councillor
Louise Steer	Councillor
Anna York	Councillor
Melodie Whiting	Group Manager Human Resources
Marcia Doheny	General Counsel

**APOLOGIES:** Nil

**REPORTS WITH CONFIDENTIAL INFORMATION**

**C0719(1) Item 1      Notice of Motion: Matters Concerning the General Manager**

**Motion: (Byrne/Hesse)**

**THAT Council note the advice and that the matter is closed.**

**Motion Carried**

**For Motion:** Crs Byrne, Da Cruz, Drury, Hesse, Iskandar, Kiat, Lockie, Macri, McKenna OAM, Passas, Porteous, Raciti, Stamolis, Steer and York

**Against Motion:** Nil

Meeting closed at 8:33pm

The Minutes of the Extraordinary Meeting of Council held on the 16<sup>th</sup> day of July, 2019 were confirmed as a correct record on this 24<sup>th</sup> day of September, 2019.

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CHAIRPERSON