

CITY OF WEST TORRENS



## **Confidential Minutes**

**of**

## **Report Items 21.1 and 21.2 of the Council Meeting**

**of the**

**CITY OF WEST TORRENS**

held in the Council Chambers, Civic Centre  
165 Sir Donald Bradman Drive, Hilton

**on**

**TUESDAY, 2 NOVEMBER 2021  
at 7.00pm**

**Terry Buss PSM  
Chief Executive Officer**

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Released

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

## 21.2 Chief Executive Officer's Performance - 2021

### Reason for Confidentiality

The Council is satisfied that, pursuant to Section 90(3)(a) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this agenda item is:

- (a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).

### Council resolved that:

1. Pursuant to Section 90(2) of the *Local Government Act 1999*, Council orders, that the public, with the exception of the Chief Executive Officer, members of the Executive and Management Teams in attendance at the meeting, and meeting secretariat staff, be excluded from attendance at so much of the meeting as is necessary to receive, discuss and consider in confidence, information contained within the confidential report Item 21.2 - Chief Executive Officer's Performance - 2021, attachments and any associated documentation submitted by the Chief Executive Officer, specifically on the basis of the provisions of Section 90(3)(a) because the matter relates to the negotiations and details of the contractual employment arrangements of an employee and disclosure may breach a duty of confidence owed to the employee and result in the unreasonable disclosure of information concerning the personal affairs of the employee.

2. At the completion of the confidential session the meeting be re-opened to the public.

**9.13pm** the meeting moved into Confidence and the confidential session commenced.

**9.14pm** *Chief Executive Officer, Terry Buss, declared a material conflict of interest in this item as the matter related to his performance review and left the meeting for the discussion and vote on the item.*

## PRESENT

### Council Members:

Mayor M Coxon (Presiding Member)

Councillors: J Woodward, E Papanikolaou, D Huggett, K McKay, D Mugavin, G Nitschke, S Pal, S Tsiaparis, G Vlahos, C O'Rielly, D Wilton, A McKay, J Wood, B Reynolds

### Officers:

Mr P Della (General Manager Corporate and Regulatory)

Mr A Catinari (General Manager Urban Services)

**9.15pm** *General Manager Urban Services, Angelo Catinari, declared a material conflict of interest in this item as he is mentioned in the recommendation and left the meeting for the discussion and vote on the item.*

To provide Council with a report from the Chief Executive Officer's Performance Review General Committee on the Chief Executive Officer's performance in the twelve months to 30 June 2021.

## RECOMMENDATION(S)

It is recommended to Council that:

1. The 'Appraiser' section of the Assessment Tool as presented in this report be endorsed.
2. The Chief Executive Officer be commended on his performance, which has been assessed overall as **meeting or exceeding expectations**, and confirm that his TEC will not change, given the need for restraint in the face of the COVID-19 pandemic.
3. Five days extra paid leave be granted to the Chief Executive Officer given the remuneration component of the TEC for the Chief Executive Officer will not change for the second year in a row and in recognition of the Chief Executive Officer meeting and/or exceeding expectations in his performance for the year under review.
4. The General Manager Urban Services, Angelo Catinari, be recognised for his outstanding performance as Acting Chief Executive Officer during the Chief Executive Officer's absences.

## MOTION

Moved: Cr John Woodward

Seconded: Cr Jassmine Wood

That the recommendations be adopted.

Discussion took place in relation to the motion and the Members agreed for the General Manager Urban Services, Angelo Catinari, to also be provided with an additional five (5) days annual leave to recognise his outstanding performance as Acting Chief Executive Officer during the Chief Executive Officer's absences. The mover, Cr John Woodward and seconder Cr Jassmine Wood, consented to the change and accordingly the motion was changed as follows:

## RESOLUTION

Moved: Cr John Woodward

Seconded: Cr Jassmine Wood

That:

1. The 'Appraiser' section of the Assessment Tool as presented in this report be endorsed.
2. The Chief Executive Officer be commended on his performance, which has been assessed overall as **meeting or exceeding expectations**, and confirm that his TEC will not change, given the need for restraint in the face of the COVID-19 pandemic.
3. Five days extra paid leave be granted to the Chief Executive Officer given the remuneration component of the TEC for the Chief Executive Officer will not change for the second year in a row and in recognition of the Chief Executive Officer meeting and/or exceeding expectations in his performance for the year under review.
4. The General Manager Urban Services, Angelo Catinari, be recognised for his outstanding performance as Acting Chief Executive Officer during the Chief Executive Officer's absences.
5. The Chief Executive Officer cast his mind to granting the General Manager Urban Services, Angelo Catinari, five days extra paid leave to recognise his outstanding performance as Acting Chief Executive Officer during the Chief Executive Officer's absences.

**CARRIED**

**FURTHER**

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999*, the Council orders that the Item 21.2 - Chief Executive Officer's Performance - 2021, the Minutes arising, attachments and any associated documentation, having been considered by the Council in confidence under Section 90(3)(a), be kept confidential and not available for public inspection for a period of 6 months from the date of this meeting, on the basis that the matter relates to the negotiations and details of the contractual employment arrangements of an employee and disclosure may breach a duty of confidence owed to the employee and result in the unreasonable disclosure of information concerning the personal affairs of the employee.
2. Council delegates the power of review, but not the extension, of the confidential order to the Chief Executive Officer on a monthly basis in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

**RESOLUTION**

Moved: Cr Anne McKay

Seconded: Cr David Wilton

That the recommendations be adopted.

**CARRIED**

**9.20pm** the Confidential session closed and the meeting reopened to the public.