



Civic Centre, 10 Watson Terrace
Mount Gambier SA 5290

PO Box 56
Mount Gambier SA 5290

Telephone 08 87212555
Facsimile 08 87249791
city@mountgambier.sa.gov.au

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I hereby give notice that a Chief Executive Officer Performance Review Committee Meeting will be held on:

Date: Tuesday, 9 November 2021
Time: 12.00 p.m.
Location: Council Chamber
Civic Centre
10 Watson Terrace
Mount Gambier

CONFIDENTIAL AGENDA

Chief Executive Officer Performance Review Committee Meeting

9 November 2021

A handwritten signature in black ink, appearing to read 'Sarah Philpott', written over a light grey circular stamp.

Sarah Philpott
Chief Executive Officer
5 November 2021

5 CONFIDENTIAL ITEMS

5.1 CHIEF EXECUTIVE OFFICER - PERFORMANCE UPDATE – REPORT NO. AR21/71607

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Chief Executive Officer Performance Review Committee orders that all members of the public, except the Mayor, Councillors and (Council Officers) be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 5.1 AR21/71607 Chief Executive Officer - Performance Update.

The Chief Executive Officer Performance Review Committee is satisfied that, pursuant to section 90(3) (a) of the Act, the information to be received, discussed or considered in relation to the 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 Chief Executive Officer Performance Review Committee 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 presented and discussed relates to the performance review of the Chief Executive Officer, the disclosure of which would be unreasonable disclosure of personal information relating to the employment of the Chief Executive Officer, Sarah Philpott.



5.1 CHIEF EXECUTIVE OFFICER - PERFORMANCE UPDATE – REPORT NO. AR21/71607

Meeting: Chief Executive Officer Performance Review Committee
CM9 Reference: AF12/36
Author: Michael McCarthy, Manager Governance and Property
Authoriser: Darren Barber, General Manager Shared Services

The Committee is satisfied that, pursuant to Section 90(2) & (3) 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).

REPORT RECOMMENDATION

1. That Chief Executive Officer Performance Review Committee Report No. AR21/71607 titled 'Chief Executive Officer - Performance Update' as presented on 09 November 2021 be noted.

CHIEF EXECUTIVE OFFICER VERBAL PERFORMANCE UPDATE

The Chief Executive Officer will attend for this agenda item to give a verbal update.

The Committee may consider suspending meeting procedures for a pre-determined period (which may be extended) for the update, questions or any relevant discussion to occur.

ATTACHMENTS

Nil



CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.1 AR21/71607 Chief Executive Officer - Performance Update and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (a) be kept confidential and not available for public inspection until 2 years after the initial appointment term and any renewal term of the Chief Executive Officer, Sarah Philpott has elapsed.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CONFIDENTIAL

**MINUTES OF CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE
MEETING
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT
GAMBIER
ON TUESDAY, 9 NOVEMBER 2021 AT 12.00 P.M.**

PRESENT: Cr Christian Greco, Cr Frank Morello, Cr Sonya Mezinec

OFFICERS IN ATTENDANCE: General Manager Shared Services - Mr D Barber
Executive Administrator Community Wellbeing - Ms A Lavia

5 CONFIDENTIAL ITEMS

5.1 CHIEF EXECUTIVE OFFICER - PERFORMANCE UPDATE – REPORT NO. AR21/71607

COMMITTEE RESOLUTION

Moved: Cr Frank Morello
Seconded: Cr Sonya Mezinec

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Chief Executive Officer Performance Review Committee orders that all members of the public, except Councillors and Council Officers S Philpott, D Barber and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 5.1 AR21/71607 Chief Executive Officer - Performance Update.

The Chief Executive Officer Performance Review Committee is satisfied that, pursuant to section 90(3) (a) of the Act, the information to be received, discussed or considered in relation to the 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 Chief Executive Officer Performance Review Committee 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 presented and discussed relates to the performance review of the Chief Executive Officer, the disclosure of which would be unreasonable disclosure of personal information relating to the employment of the Chief Executive Officer, Sarah Philpott.

CARRIED

Sarah Philpott, Chief Executive Officer joined the meeting at 12:05 pm.

Sarah Philpott, Chief Executive Officer left the meeting at 12:23 pm and did not return.



COMMITTEE RESOLUTION

Moved: Cr Frank Morello
Seconded: Cr Sonya Mezinec

1. That Chief Executive Officer Performance Review Committee Report No. AR21/71607 titled 'Chief Executive Officer - Performance Update' as presented on 09 November 2021 be noted.

CARRIED

COMMITTEE RESOLUTION

Moved: Cr Christian Greco
Seconded: Cr Sonya Mezinec

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.1 AR21/71607 Chief Executive Officer - Performance Update and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (a) be kept confidential and not available for public inspection until 2 years after the initial appointment term and any renewal term of the Chief Executive Officer, Sarah Philpott has elapsed.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED



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I hereby give notice that a Council Meeting will be held on:

Date: Tuesday, 16 November 2021

Time: 6.00 p.m.

**Location: Council Chamber
Civic Centre
10 Watson Terrace
Mount Gambier**

CONFIDENTIAL AGENDA

Council Meeting 16 November 2021

A handwritten signature in black ink, appearing to read "Sarah Philpott", is positioned above the printed name and title.

**Sarah Philpott
Chief Executive Officer
12 November 2021**

25 CONFIDENTIAL ITEMS OF COMMITTEES

25.1 CONFIDENTIAL ITEMS OF THE CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE HELD ON 9 NOVEMBER 2021 - [Go to Attachment](#)

25.2 Chief Executive Officer - Performance Update

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except the Mayor, Councillors and (Council Officers) be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 25.2 AR21/71607 Chief Executive Officer - Performance Update.

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 the 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 information to be presented and discussed relates to the performance review of the Chief Executive Officer, the disclosure of which would be unreasonable disclosure of personal information relating to the employment of the Chief Executive Officer, Sarah Philpott.

RECOMMENDATION

1. That Chief Executive Officer Performance Review Committee Report No. AR21/71607 titled 'Chief Executive Officer - Performance Update' as presented on 09 November 2021 be noted.

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.1 AR21/71607 Chief Executive Officer - Performance Update and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (a) be kept confidential and not available for public inspection until 2 years after the initial appointment term and any renewal term of the Chief Executive Officer, Sarah Philpott has elapsed.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.



**MINUTES OF CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE
MEETING
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT
GAMBIER
ON TUESDAY, 9 NOVEMBER 2021 AT 12.00 P.M.**

PRESENT: Cr Christian Greco, Cr Frank Morello, Cr Sonya Mezinec

OFFICERS IN ATTENDANCE: General Manager Shared Services - Mr D Barber
Executive Administrator Community Wellbeing - Ms A Lavia

5 CONFIDENTIAL ITEMS

5.1 CHIEF EXECUTIVE OFFICER - PERFORMANCE UPDATE – REPORT NO. AR21/71607

COMMITTEE RESOLUTION

Moved: Cr Frank Morello
Seconded: Cr Sonya Mezinec

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Chief Executive Officer Performance Review Committee orders that all members of the public, except Councillors and Council Officers S Philpott, D Barber and A Lavia be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 5.1 AR21/71607 Chief Executive Officer - Performance Update.

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CARRIED

Sarah Philpott, Chief Executive Officer joined the meeting at 12:05 pm.

Sarah Philpott, Chief Executive Officer left the meeting at 12:23 pm and did not return.

COMMITTEE RESOLUTION

Moved: Cr Frank Morello
Seconded: Cr Sonya Meziniec

1. That Chief Executive Officer Performance Review Committee Report No. AR21/71607 titled 'Chief Executive Officer - Performance Update' as presented on 09 November 2021 be noted.

CARRIED**COMMITTEE RESOLUTION**

Moved: Cr Christian Greco
Seconded: Cr Sonya Meziniec

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.1 AR21/71607 Chief Executive Officer - Performance Update and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (a) be kept confidential and not available for public inspection until 2 years after the initial appointment term and any renewal term of the Chief Executive Officer, Sarah Philpott has elapsed.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED

25.2 CHIEF EXECUTIVE OFFICER - PERFORMANCE UPDATE – REPORT NO. AR21/71607

Meeting: Chief Executive Officer Performance Review Committee
CM9 Reference: AF12/36
Author: Michael McCarthy, Manager Governance and Property
Authoriser: Darren Barber, General Manager Shared Services

The Committee is satisfied that, pursuant to Section 90(2) & (3) of the *Local Government Act 1999*, the information to be received, discussed or considered in relation to this agenda item is:

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REPORT RECOMMENDATION

1. That Chief Executive Officer Performance Review Committee Report No. AR21/71607 titled 'Chief Executive Officer - Performance Update' as presented on 09 November 2021 be noted.

CHIEF EXECUTIVE OFFICER VERBAL PERFORMANCE UPDATE

The Chief Executive Officer will attend for this agenda item to give a verbal update.

The Committee may consider suspending meeting procedures for a pre-determined period (which may be extended) for the update, questions or any relevant discussion to occur.

ATTACHMENTS

Nil



**MINUTES OF CITY OF MOUNT GAMBIER COUNCIL MEETING
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT
GAMBIER
ON TUESDAY, 16 NOVEMBER 2021 AT 6.00 P.M.**

PRESENT: Mayor Lynette Martin (OAM), Cr Sonya Meziniec, Cr Max Bruins, Cr Paul Jenner, Cr Frank Morello

| | | |
|--------------------------------|---|-------------------|
| OFFICERS IN ATTENDANCE: | Chief Executive Officer | - Mrs S Philpott |
| | General Manager City Infrastructure | - Ms B Cernovskis |
| | General Manager Shared Services | - Mr D Barber |
| | General Manager City Growth | - Mr T Coote |
| | Acting General Manager Community Wellbeing | - Mrs G Davison |
| | Manager Governance and Property | - Mr M McCarthy |
| | Manager Waste and ReUse | - Mr M McDonald |
| | Manager Finance | - Ms J Scoggins |
| | Media and Communications Coordinator | - Ms S McLean |
| | Executive Administrator City Infrastructure | - Ms S Wilson |
| | Executive Administrator City Growth | - Ms T Chant |

25 CONFIDENTIAL ITEMS OF COMMITTEES

Chief Executive Officer, Mrs Sarah Philpott, declared a conflict of interest and left the meeting at 7:30 pm.

25.1 CONFIDENTIAL ITEMS OF THE CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW COMMITTEE HELD ON 9 NOVEMBER 2021

25.2 CHIEF EXECUTIVE OFFICER - PERFORMANCE UPDATE – REPORT NO. AR21/71607

RESOLUTION 2021/373

Moved: Cr Max Bruins
Seconded: Cr Sonya Meziniec

CONSIDERATION FOR EXCLUSION OF THE PUBLIC

Pursuant to section 90(2) of the *Local Government Act 1999* the Council orders that all members of the public, except the Mayor, Councillors and Council Officers B Cernovskis, D Barber, T Coote, G Davison, M McCarthy, M McDonald, J Scoggins, S McLean, S Wilson and T Chant be excluded from attendance at the meeting for the receipt, discussion and consideration in confidence of Agenda Item 25.2 AR21/71607 Chief Executive Officer - Performance Update.

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 the Agenda Item is:

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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 presented and discussed relates to the performance review of the Chief Executive Officer, the disclosure of which would be unreasonable disclosure of personal information relating to the employment of the Chief Executive Officer, Sarah Philpott.

CARRIED

RESOLUTION 2021/374

Moved: Cr Sonya Mezinec

Seconded: Cr Frank Morello

1. That Chief Executive Officer Performance Review Committee Report No. AR21/71607 titled 'Chief Executive Officer - Performance Update' as presented on 09 November 2021 be noted.

CARRIED

RESOLUTION 2021/375

Moved: Cr Max Bruins

Seconded: Cr Paul Jenner

CONSIDERATION FOR KEEPING ITEMS CONFIDENTIAL

1. In accordance with Sections 91(7) and 91(9) of the *Local Government Act 1999* the Council orders that the report 5.1 AR21/71607 Chief Executive Officer - Performance Update and its attachments, the discussion and the resolution/s and minutes arising from the report, having been considered by the Council in confidence under Section 90(2) & (3) (a) be kept confidential and not available for public inspection until 2 years after the initial appointment term and any renewal term of the Chief Executive Officer, Sarah Philpott has elapsed.
2. Further that Council delegates the power to review, revoke, but not extend the confidential order to the Chief Executive Officer in accordance with the provisions of Section 91(9)(c) of the *Local Government Act 1999*.

CARRIED