



CITY OF VINCENT

"Enhancing and celebrating our diverse community"

MINUTES

SPECIAL COUNCIL MEETING

15 OCTOBER 2013

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Minutes of the Special Meeting of Council of the City of Vincent held at the Administration and Civic Centre, 244 Vincent Street, Leederville, on Tuesday 15 October 2013, commencing at 7.15 pm.

1. (a) DECLARATION OF OPENING

The Presiding Member, Acting Mayor Cr Warren McGrath, declared the meeting open at 7.16 pm and read the following Acknowledgement of Country Statement:

(b) ACKNOWLEDGEMENT OF COUNTRY STATEMENT

"Today we meet on the lands of the Nyoongar people and we honour them as the traditional custodians of this land".

2. APOLOGIES/MEMBERS ON APPROVED LEAVE OF ABSENCE

(a) Apologies:

(b) Members on Approved Leave of Absence:

(c) Present:

Cr Warren McGrath (*Acting Mayor*) Presiding Member

Cr Matt Buckels	North Ward
Cr John Carey	South Ward
Cr Roslyn Harley	North Ward
Cr Dudley Maier	North Ward
Cr John Pintabona	South Ward
Cr Joshua Topelberg	South Ward
Cr Julia Wilcox	North Ward

John Giorgi, JP	Chief Executive Officer (until approx 8.13pm)
Rob Boardman	Director Community Services (until approx 8.12pm)
Rick Lotznicker	Director Technical Services (until approx 8.12pm)
Mike Rootsey	Director Corporate Services (until approx 8.12pm)
Francois Sauzier	Travelsmart Officer (until approx 7.50pm)

3. (a) PUBLIC QUESTION TIME & RECEIVING OF PUBLIC SUBMISSIONS

Nil.

4. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

5. ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

Nil.

6. DECLARATION OF INTERESTS

Name	Item Number	Item Name	Interest
John Giorgi, JP	7.4	CEO Performance Review 2013	Financial

7.1 Vincent Bike Network Plan 2013 – Progress Report No 2

Ward:	Both	Date:	14 October 2013
Precinct:	All	File Ref:	TES0172; FIN0131
Attachments:	001 – Vincent Bike Network Plan 2013 002 – Proposed Implementation Plan 003 – Bulwer – Bike Lanes		
Tabled Items:	Nil		
Reporting Officer:	F Sauzier, Travel Smart Officer		
Responsible Officer:	R Lotznicker, Director Technical Services		

OFFICER RECOMMENDATION:

That the Council;

1. **APPROVES** the Vincent Bike Network Plan 2013 as shown in Attachment 001; and
2. **NOTES;**
 - 2.1 the Strategic Recommendations outlined in the Vincent Bike Network Plan 2013 and the Proposed Implementation Plan (Attachment 002); and
 - 2.2 that as soon as the Vincent Bike Network Plan 2013 has been adopted the City's Officers will submit a funding application for Perth Bike Network Funding prior to the 15 November 2013 cut-off date.

Moved Cr Carey, **Seconded** Cr Buckels

That the recommendation be adopted.

Debate ensued.

Cr Harley and Cr Pintabona departed the Chamber at 7.30pm.

Debate ensued.

Cr Pintabona returned to the Chamber at 7.32pm.

Debate ensued.

AMENDMENT 1

Moved Cr Maier, **Seconded** Cr Topelberg

"That a new Clause 3 and 3.1 be inserted to read as follows:

3 REQUESTS:

- 3.1 a report to the Council in March 2014 and each subsequent March which provides a proposed schedule of works for the following financial year that addresses the recommendations of the Project Action Plan as shown in Appendix A of the Vincent Bike Network Plan 2013. The report should indicate the items that will be implemented in the following year and subsequent years, the estimated cost, and should be developed with the aim of addressing all items within a five (5) year time frame; and"**

AMENDMENT 1 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Harley was absent from the Chamber and did not vote.)

AMENDMENT 2

Moved Cr Maier, Seconded Cr Buckels

“That a new Clause 3.2 be inserted to read as follows:

3.2 a further report on the alternative treatments for Oxford Street including the development of dedicated on-road path between Vincent Street and Scarborough Beach Road.”

Debate ensued.

AMENDMENT 2 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Harley was absent from the Chamber and did not vote.)

Debate ensued.

Cr Harley returned to the Chamber at 7.40pm.

AMENDMENT 3

Moved Cr Carey, Seconded Cr Maier

“That a new Clause 3.3 be inserted to read as follows:

3.3 a detailed stage plan with costings to be developed for Vincent Street, between Oxford Street and Lord Street as a submission for the Grant Funding.”

Debate ensued.

AMENDMENT 3 PUT AND CARRIED UNANIMOUSLY (8-0)

MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (8-0)

COUNCIL DECISION ITEM 7.1

That the Council;

1. APPROVES the Vincent Bike Network Plan 2013 as shown in Attachment 001; and
2. NOTES;
 - 2.1 the Strategic Recommendations outlined in the Vincent Bike Network Plan 2013 and the Proposed Implementation Plan (Attachment 002); and
 - 2.2 that as soon as the Vincent Bike Network Plan 2013 has been adopted the City’s Officers will submit a funding application for Perth Bike Network Funding prior to the 15 November 2013 cut-off date; and
3. REQUESTS;
 - 3.1 a report to the Council in March 2014 and each subsequent March which provides a proposed schedule of works for the following financial year that addresses the recommendations of the Project Action Plan as shown in Appendix A of the Vincent Bike Network Plan 2013. The report should indicate the items that will be implemented in the following year and subsequent years, the estimated cost, and should be developed with the aim of addressing all items within a five (5) year time frame; and
 - 3.2 a further report on the alternative treatments for Oxford Street including the development of dedicated on-road path between Vincent Street and Scarborough Beach Road; and
 - 3.3 a detailed Stage Plan with costings to be developed for Vincent Street, between Oxford Street and Lord Street as a submission for the Grant Funding.

ADDITIONAL INFORMATION:

The length of Bulwer Street between Vincent and Lord Street is approx **1.95kms**.

The estimated cost excluding signal modifications is **\$1,100/m** therefore the total cost to install on road bike lanes is **\$2.15m**

Traffic signal modifications could be between \$50,000 - \$100,000 per intersection depending on what we do and how we do it? i.e. 4 x intersections \$0.2m to \$0.4m.

The works would require the following:

- Removal of existing kerbing/crossovers
- Earthworks to widen the road disposal to landfill
- Pavement profiling – selection areas.
- Pavement works, prepare base/compact/import limestone/asphalt surfacing
- Brick paving removal reinstatements at intersections
- Concrete footpath repairs/reinstatements.
- Numerous drainage pit modifications/repairs
- New kerbing/infill behind kerbing
- Signage/line marking
- Traffic control

As we would be 'eating' into the verge, to save verge trees and to work around power poles existing 'on road parking' availability would be reduced by at least 50%

Therefore potential total cost of on road cycle lanes on Bulwer Street = **\$2.55m**.

PURPOSE OF REPORT:

The purpose of this report is to seek the Council's approval of the Vincent Bike Network Plan 2013 and to note the strategic recommendations.

DEFERRAL OF PREVIOUS REPORT:

At the Ordinary Meeting of Council held on 8 October 2013 this matter was considered and was deferred to a Special Meeting of Council to be held on 15 October 2013.

BACKGROUND:

The Vincent Bike Network Plan 2013 has been developed in consequence to the Ordinary Meeting of Council held on 26 June 2012, Council Decision Item 9.2.2 which states:

"That the Council;

1. *APPROVES the Integrated Transport Advisory Group's recommendation of Aurecon as the preferred consultant to develop a new City of Vincent Local Bicycle Plan at a cost of \$30,000; and*
2. *RECEIVES a further report seeking Council's endorsement of the Local Bicycle Plan and proposed implementation strategy when completed."*

The consensus of the group was that Aurecon's presentation best demonstrated an understanding of the group's expectations and that there were a number of innovative ideas displayed based upon practical experience.

Further, Aurecon's proposal included the City having access to the Cycling Environment Review System 'CERS' software (compatible with the City's GIS system) that allows the user to undertake a full audit of the road network from a cycling perspective rather than the motorcar.

The system identifies barriers to cycling, both perceived and physical, and is used to:

- Establish the relative quality of different cycling environments;
- Review the potential for improving individual links and crossings at a detailed level;
- Assist with resource prioritisation and allocation; and
- Guide future policy development.

DETAILS:

Aurecon was appointed by the City of Vincent to undertake the 2013 Bike Plan. The Plan sets out an action plan for attaining immediate improvements to the cycle network and environment, as well as a strategic vision for the continued development and promotion of cycling for the short to medium term.

The main objectives of the plan include:

- Evaluating cycling and its associated infrastructure in the study area, along with the existing Bike Plan;
- Consulting with key stakeholders (local Government, State Government and Local Community) regarding the future of cycling within the City of Vincent;
- Planning the expansion of the bicycle network;
- Encouraging and promoting cycling;
- Developing a prioritised schedule of works; and
- Developing a maintenance schedule for the protection of new and existing assets.

Aurecon conducted an extensive CERS (Cycling Environment Review System) audit of the City's bike networks and routes beginning in September 2012. An initial Pilot Route audit was conducted in conjunction with the City's TravelSmart Officer (TSO) to better understand the categories to be applied and how results would be determined.

Aurecon collected and interpreted this data, combining it with extensive information collected from the Technical Officers' and Community workshops and online surveys held between December 2012 and February 2013.

ITAG 10 June 2013:

The Draft Bike Network Plan was presented at an ITAG meeting 10 June 2013. The Bike Network Plan identified three levels of actions:

- Immediate cycling improvements including specified road maintenance and minor works, way-finding signage, end of trip facilities and other miscellaneous items;
- A cycling infrastructure maintenance and renewal program including an annual audit of the cycle facilities and maintenance schedule; and
- Strategic Recommendations identifying priority routes to increase cycling participation rates and safety.

The immediate cycling improvements will be addressed via a maintenance work plan. In addition, a maintenance and renewal program will be developed by the TSO to better schedule regular review of cycling infrastructure.

Of the strategic recommendations put forward, ITAG members requested further rationale be sought from Aurecon as to which of two nominated routes; Oxford Street or Scarborough Beach Road, should be chosen as initial projects.

Aurecon later responded by email that although the Oxford Street route currently hosted more cyclists, it was important for the more difficult projects such as Scarborough Beach Road, to be tackled first as that level of project will only get more difficult to deliver.

ITAG 17 July 2013:

At the 17 July 2013 ITAG meeting, a breakdown of the Scarborough Beach Road and Oxford Street strategic routes was presented.

Scarborough Beach Road:

It is expected that this route will become a major east-west and north-south connector in Vincent and surrounding areas, providing a connecting route to the Mitchell Freeway Principal Shared Path and the future redevelopment of the Osborne Park area. The route currently only has one section of infrastructure in place (bike lanes between Eucla Street and Kalgoorlie Street leading into the Mount Hawthorn shopping precinct).

This major route has been broken down into sections and it is the recommendation of ITAG that the section between Brady/Main Street and Eucla Street be put forward as the first section to be completed. In addition to this being seen as a significant section connecting to existing bike lanes, it was also identified that an added benefit would be that the changes from double to single lane in the area would potentially alleviate some traffic movement concerns between Main Street and Green Street.

Oxford Street:

Consultant recommendation is that it is unlikely to include bike lanes on Oxford Street due to its width and that a combination of on-road signage and a driver/cyclist education campaign be considered for this area. The consultant also recommends the installing of three (3) advanced start boxes (these are a green painted lead in lane and holding area for cyclists at traffic lights, wired to current traffic signals) on Oxford Street.

The City of Perth currently prices these at \$25,000 each and the City could apply for funding for these in future grant rounds. The driver/cyclist education campaign could also potentially be funded by a possible Road Wise grant application.

Council Forum 20 August 2013:

The Draft Bike Network Plan was presented at a Council Forum meeting held on 20 August 2013. Some discussion surrounding the Strategic Recommendations ensued including:

- Installing bicycle lanes on Oxford Street should be included as an action, but that it would necessitate the removal of substantial on-street parking;
- The order of priority should be altered so as Oxford Street works were conducted prior to Scarborough Beach Road;
- That bicycle lanes on Vincent Street should be installed also between Bulwer Street and Hyde Park; and
- That connection to William Street be improved.

CONSULTATION/ADVERTISING:

Consultation was an integral part of the developing of the Vincent Bike Network Plan and included:

- A Technical Officers Workshop with twelve (12) people in attendance, held at the City offices in October;
- A Community workshop with twenty five (25) in attendance held in early December; and
- An online community survey with one hundred and twenty seven (127) respondents which was open from December 2012 to late January 2013.

Displays were mounted and hard-copy surveys were also available from the Vincent Library and Local History Centre and the three (3) local bike shops in Vincent. The online survey was also distributed through a range of organisations and databases.

LEGAL/POLICY:

The initiative aligns with the City's *Strategic Plan 2011-16*, *Physical Activity Plan 2009-2013* and the *Sustainable Environment Strategy 2011-2016*.

STRATEGIC IMPLICATIONS:

In accordance with the City's *Strategic Plan 2011-2016* which states:

"Natural and Built Environment:

Objective 1.1: Improve and maintain the natural and built environment and infrastructure

1.1.5 Take action to improve transport and parking in the City and mitigate the effects of traffic.

(d) Promote alternative methods of transport."

In accordance with the City's Sustainable Environment Strategy 2011-2016 states:

"Air & Emissions:

Objective 1: Contribute to a cleaner local and regional air environment by promoting alternative modes of transport than car use to residents and employees within the City".

SUSTAINABILITY IMPLICATIONS:

An increased cycling participation rate by both residents and the wider community should lead to improved general health and well being of the community, while reducing carbon emissions and the dependence on motorised transport.

RISK MANAGEMENT IMPLICATIONS:

Not applicable.

FINANCIAL/BUDGET IMPLICATIONS:

The 2013-14 Budget includes an allocation of \$68,000 for Bicycle Network Implementation and Improvement, consisting of \$28,000 carried forward from the 2012-2013 Budget, and an allocation of \$40,000 for 2013-2014.

Oxford Street on-road cycle lanes have not been costed due to the scope of works, but on-road signage and education measures have been costed at \$7,000 and advance start boxes at \$75,000.

The Brady Street to Eucla Street section of the Scarborough Beach Road Strategic Route has a preliminary costing of \$107,000. Further costings for this project need to be progressed.

Bike Network Grants Round:

Funding applications to contribute to sections of the Strategic routes will be made to the Perth Bike Network Grants round (opened 23 September and closing on 15 November 2013), for works to be delivered in the 2014/2015 financial year. Other Strategic Recommendations could be explored in following years, as per the Implementation Plan, and corresponding funding applied for.

COMMENTS:

Aurecon has delivered a Bike Network Plan for Vincent that has identified the need for some immediate cycling improvements as well as the need for a cycling infrastructure maintenance and renewal program. In addition, five (5) Strategic Recommendations have been made which identify strategic routes in Vincent, particularly Scarborough Beach Road and Oxford Street, which could be progressed.

It is recommended that the Vincent Bike Network Plan 2013 be approved and that the Strategic Recommendations and accompanying Implementation Plan be noted.

The order of works implementation can be altered once the Plan is approved so as PBN Grants for projects in the 2014-2015 financial year can be applied for before 15 November 2013.

7.2 Ordinary Meeting of Council to be held on 22 October 2013 – Deferral to the 29 October 2013

Ward:	-	Date:	14 October 2013
Precinct:	-	File Ref:	
Attachments:	Nil		
Tabled Items:	-		
Reporting Officer:	John Giorgi, Chief Executive Officer		
Responsible Officer:	John Giorgi, Chief Executive Officer		

OFFICER RECOMMENDATION:

That the Council DEFER its Ordinary Meeting of Council to be held on the 22 October 2013 to 6pm 29 October 2013, to enable the newly Elected Council Members sufficient time to consider the Agenda Items.

COUNCIL DECISION ITEM 7.2

Moved Cr Pintabona, Seconded Cr Topelberg

That the recommendation be adopted.

Debate ensued.

MOTION PUT AND CARRIED (6-2)

For: Acting Mayor Cr McGrath, Cr Carey, Cr Harley, Cr Maier, Cr Pintabona and Cr Wilcox

Against: Cr Buckels and Cr Topelberg

PURPOSE OF REPORT:

The purpose of the report is for the Council to defer Ordinary Meeting of Council to be held on 22 October until the 29 October 2013, to enable the newly Elected Council Members sufficient time to consider the Agenda Items.

BACKGROUND:

At the Ordinary Meeting of Council held on 20 November 2012, the Council adopted the Meeting Schedule for 2013. The Council Elections 2013 will be held on the 19 October 2013 and a Special Meeting of the Council will be held on the 22 October 2013, to swear in the newly Elected Mayor, newly Elected Councillors and to elect a new Deputy Mayor.

DETAILS:

The Ordinary Meeting of Council scheduled to be held on the 22 October 2013 clashes with the proposed Special Meeting of Council to swear in the new Council. As a result, the new Council Members will have insufficient time to consider items which would normally be considered at the Ordinary Meeting to be held on the 22 October 2013. In addition, newly elected Councillors are not legally entitled to have access to Council agenda/documents until they are sworn into the office of Councillor.

Induction for new Councillors:

As has occurred in previous years, the Chief Executive Officer will commence induction programme for new Councillors, immediately following their swearing in. The initial induction sessions will concentrate on the basic requirements to enable the Councillors to perform their functions as prescribed by the Local Government Act 1995. It will also involve providing a briefing on the various agenda items.

CONSULTATION/ADVERTISING:

The new Council Meeting date will be advertised in accordance with the Council Policy. Information will also be placed on the City's website.

LEGAL/POLICY:

Legislation – Statutory Provisions: Section 5.3 of the Local Government Act 1995 states:

“Ordinary and Special Council meetings:

- (1) *A Council is to hold ordinary meetings and may hold special meetings;*
- (2) *Ordinary meetings are to be held not more than three months apart; and*
- (3) *If a Council fails to meet as required by subsection (2) the CEO is to notify the Minister of that failure.”*

Regulation 12 of the Local Government (Administration) Regulations 1996 states:

- “12 (1) *At least once a year a local government is to give local public notice of the dates on which and the time and place at which –*
- (a) *The ordinary Council meetings; and*
 - (b) *The Committee meetings that are required under the Act to be open to members of the public or that are proposed to be open to members of the public;*
- Are to be held in the next 12 months;*
- (2) *A local government is to give local public notice of any change to the date, time or place of a meeting referred to in sub regulation (1);”*

RISK MANAGEMENT IMPLICATIONS:

Medium: It is a statutory requirement for a Local Government to publish their Council Meeting and Forum times and dates. Failure to do so for Council Meetings would be a breach of the Local Government Act 1995 and Regulations and for Forums will cause a lack of information to the community.

STRATEGIC IMPLICATIONS:

This is in keeping with the City's Strategic Plan – Plan for the Future 2013-2023, Objective 4.1 – *“Provide Good Strategic Decision Making, Governance, Leadership and Professional Management”* and, in particular, Objective 4.1.2 – *“Manage the organisation in a responsible, efficient and accountable manner”*.

SUSTAINABILITY IMPLICATIONS:

Nil.

FINANCIAL/BUDGET IMPLICATIONS:

The advertising of the Meeting and Forum dates will cost approximately \$250.

COMMENTS:

It is recommended that the Council change the meeting date for the Ordinary Meeting of Council to be held on 22 October 2013, for the reasons detailed in the report.

PROCEDURAL MOTION

At 7.53pm **Moved Cr Topelberg, Seconded Cr Wilcox**

That the Council proceed “behind closed doors” to consider confidential item 7.3, as this matter relates to the new position of Director – Special Projects and confidential item 7.4 relating to the Chief Executive Officer’s Performance Appraisal 2013, as this matter relates to an employee.

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (8-0)

PRESENT:

Cr Warren McGrath (<i>Acting Mayor</i>)	Presiding Member
Cr Matt Buckels	North Ward
Cr John Carey	South Ward
Cr Roslyn Harley	North Ward
Cr Dudley Maier	North Ward
Cr John Pintabona	South Ward
Cr Joshua Topelberg	South Ward
Cr Julia Wilcox	North Ward
John Giorgi, JP	Chief Executive Officer (until approx 8.13pm)
Rob Boardman	Director Community Services (until approx 8.12pm)
Rick Lotznicker	Director Technical Services (until approx 8.12pm)
Mike Rootsey	Director Corporate Services (until approx 8.12pm)

7.3 CONFIDENTIAL ITEM: Director – Special Projects

Ward:	-	Date:	14 October 2012
Precinct:	-	File Ref:	
Attachments:	Nil		
Tabled Items:	Nil		
Reporting Officers:	John Giorgi, Chief Executive Officer		
Responsible Persons:	John Giorgi, Chief Executive Officer		

OFFICER RECOMMENDATION:

That the Council, pursuant to section 5.37(2) of the Local Government Act 1995, **ACCEPTS** the recommendation of the Chief Executive Officer, to employ the preferred candidate, as detailed in the Confidential Report, as the City's Director - Special Projects on a one (1) year Performance Based Contract, subject to the terms and conditions as determined by the Chief Executive Officer.

COUNCIL DECISION ITEM 7.3

Moved Cr Harley, Seconded Cr Maier

That the recommendation be adopted.

Debate ensued.

MOTION PUT AND CARRIED UNANIMOUSLY (8-0)

DETAILS:

The Chief Executive Officer is of the opinion that this report is of a confidential nature as it relates as the matter relates to an employee. In accordance with Section 5.23 of the Local Government Act, the report is to be kept confidential until determined by the Council to be released for public information by the Chief Executive Officer.

LEGAL:

The Local Government Act 1995, Section 5.23(2) prescribes that a meeting or any part of a meeting may be closed to the public when it deals with a range of matters.

The City of Vincent Local Law Relating to Standing Orders states the following:

"2.14 Confidential business

- (1) All business conducted by the Council at meetings (or any part of it) which are closed to members of the public is to be treated in accordance with the Local Government (Rules of Conduct) Regulations 2007.*

The confidential report will be provided separately to Council Members and the Chief Executive Officer, prior to the meeting.

In accordance with the legislation, the report is to be kept confidential until determined by the Council to be released for public information.

At the conclusion of these matters, the Council may wish to make some details available to the public.

7.4 CONFIDENTIAL ITEM: Chief Executive Officer's Performance Appraisal 2013

Ward:	-	Date:	14 October 2012
Precinct:	-	File Ref:	
Attachments:	Previously provided as a hardcopy and an electronic version		
Tabled Items:	Nil		
Reporting Officers:	Natalie Lincolne (Senior Consultant) Price Consulting Group John Giorgi, Chief Executive Officer		
Responsible Persons:	Acting Mayor John Giorgi, Chief Executive Officer		

Chief Executive Officer John Giorgi has declared an financial interest in Item 7.4. The extent of his interest being that it relates to his Contract of Employment.

The Chief Executive Officer departed the Chamber at 8.13 pm and did not return to the Meeting.

The Presiding Member put the Substantive Motion to the vote separately as follows;

SUBSTANTIVE MOTION EXCEPT CLAUSE 2.1 PUT AND CARRIED UNANIMOUSLY (8-0)

CLAUSE 2.1 PUT AND CARRIED (6-2)

For: Acting Mayor Cr McGrath, Cr Buckels, Cr Carey, Cr Pintabona, Cr Topelberg and Cr Wilcox

Against: Cr Harley and Cr Maier

COUNCIL DECISION ITEM 7.4

That the Council:

1. **RECEIVES** the Chief Executive Officer's Annual Performance Appraisal 2013, as shown in Appendix 7.4 (Attachment 001), and **ENDORSES** the overall rating of "Satisfactory" for the period of review 2012/2013;
2. **APPROVES** of;
 - 2.1 a bonus payment of between \$5,000, being paid to the CEO;
 - 2.2 the Performance Bonus for the period 2013/2014 to be set to a maximum of \$10,000;
 - 2.3 the appointment of a Consultant to review and propose variations to the Performance Criteria/Key Results Areas with reference to the outcomes of the performance review and linked to the Council's Strategic objectives. The CEO, Mayor and Consultant are to meet to discuss the revised Performance Criteria/Key Results Areas with the intention for these to be provided to the Council for approval by 19 November 2013;
3. **NOTES** that Clause 9 of the CEO's Deed of Contract enables the Council to enter into discussions with the CEO in relation to a new contract; and
4. **NOTES** the next review of the Chief Executive Officer's performance is to be conducted in August 2014.

BACKGROUND:

This item was considered at the Ordinary Meeting of Council held on the 8 October 2013, whereby it was deferred to the Special Meeting of Council to be held on 15 October 2013.

DETAILS:

The Chief Executive Officer is of the opinion that this report is of a confidential nature as it relates as the matter relates to an employee. In accordance with Section 5.23 of the Local Government Act, the report is to be kept confidential until determined by the Council to be released for public information by the Chief Executive Officer.

LEGAL:

The Local Government Act 1995, Section 5.23(2) prescribes that a meeting or any part of a meeting may be closed to the public when it deals with a range of matters.

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The confidential report is provided separately to Council Members and the Chief Executive Officer.

In accordance with the legislation, the report is to be kept confidential until determined by the Council to be released for public information.

At the conclusion of these matters, the Council may wish to make some details available to the public.

8. CLOSURE

There being no further business, the Presiding Member, Acting Mayor Cr Warren McGrath, declared the meeting closed at 9.20pm with the following persons present:

Cr Warren McGrath (*Acting Mayor*) Presiding Member

Cr Matt Buckels	North Ward
Cr John Carey	South Ward
Cr Roslyn Harley	North Ward
Cr Dudley Maier	North Ward
Cr John Pintabona	South Ward
Cr Joshua Topelberg	South Ward
Cr Julia Wilcox	North Ward

No members of the Public were present.

These Minutes were confirmed by the Council as a true and accurate record of the Special Meeting of the Council held on 15 October 2013.

Signed:Presiding Member
Acting Mayor Cr Warren McGrath

Dated this day of 2013