

## Extract from Minutes

### 8.2 CEO Performance Review Process and CEO's Contract of Employment – Addendum No 2

7.04pm CEO Sam Johnson left the meeting in accordance with his material conflict of interest declaration in relation to agenda item 8.2 - *CEO Performance Review Process and CEO's Contract of Employment – Addendum No 2*.

Moved Cr Keller  
Seconded Cr the Hon van Holst Pellekaan

That pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the Council orders that all persons present, with the exception of Jacqui Kelleher, Director Community & Corporate, be excluded from the meeting as Council considers that the requirement for the meeting to be conducted in a place open to the public has been outweighed in circumstances where the Council will receive and consider a report relating to the personal affairs of any person (living or dead) being a report associated with the *CEO Performance Review Process and CEO's Contract of Employment – Addendum No 2*.

**Carried Unanimously**  
[081-2023]

Moved Cr Heaslip  
Seconded Cr the Hon van Holst Pellekaan

That Council:

1. receives and notes the report;
2. endorses the proposed Addendum No 2 to the CEO's Contract of Employment as provided at Attachment 2 to the report; and
3. authorises the Administration to undertake a tender process, in accordance with its Procurement Policy, to engage a suitably qualified recruitment/human resources consultant, as well as a qualified independent person, to fulfil the roles as specified in the CEO Performance Review Panel process, in the Addendum to the CEO's Contract of Employment.

**Carried Unanimously**  
[082-2023]

Moved Cr Tate  
Seconded Cr the Hon van Holst Pellekaan

That in accordance with Section 91(7) of the Local Government Act 1999, Council orders that the appendices to this report 8.1 *CEO Performance Review Process and CEO's Contract of Employment – Addendum No 2*, having been considered in confidence under Section 90(2) and (3)(a) of the Act be kept confidential and not available for public inspection on the basis that it deals with information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead). This order is to remain in force whilst the Chief Executive Officer remains in gainful employment, notwithstanding that it will be reviewed annually by Council.

**Carried Unanimously**  
[083-2023]

7.07pm CEO Sam Johnson returned to the meeting.