



**MINUTES OF SPECIAL COUNCIL MEETING HELD IN THE COUNCIL CHAMBER, 34
CHURCH STREET, SALISBURY ON**

5 JUNE 2023

MEMBERS PRESENT

Mayor G Aldridge
Cr B Brug
Cr L Brug
Cr C Buchanan
Cr A Graham
Cr K Grenfell
Cr D Hood
Cr P Jensen
Cr M Mazzeo
Cr S McKell
Cr S Ouk

STAFF

A/Chief Executive Officer, Mr C Mansueto
Manager Governance, Mr R Deco
Team Leader Council Governance, Ms J O'Keefe-Craig

The meeting commenced at 6:30pm.

OPENING PRAYER AND WELCOME

The Mayor welcomed the members, public and staff to the meeting.

The Mayor read the Kaurna Acknowledgement.

The A/Chief Executive Officer read the Opening Prayer.

APOLOGIES

Apologies were received from Cr G Bawden, Cr S Burner.

LEAVE OF ABSENCE

Nil.

ORDER TO EXCLUDE THE PUBLIC

C1 Absenteeism Cr Severina Burner

Moved Cr D Hood
Seconded Cr A Graham

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on grounds that:

1. *Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:*
 - *it relates to information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).*
2. *In weighing up the factors related to disclosure,*
 - *disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations*
 - *Personal Affairs of the person would be implicated*

*On that basis the public's interest is best served by not disclosing the **C1 Absenteeism Cr Severina Burner** item and discussion at this point in time.*
3. *Pursuant to Section 90(2) of the Local Government Act 1999 it is recommended the Council orders that all members of the public, except staff of the City of Salisbury on duty in attendance, be excluded from attendance at the meeting for this Agenda Item.*

CARRIED
0356/2023

C2 Absenteeism Cr Grace Bawden

Moved Cr K Grenfell
Seconded Cr A Graham

Pursuant to section 83(5) of the *Local Government Act 1999* the Chief Executive Officer has indicated that, if Council so determines, this matter may be considered in confidence under Part 3 of the *Local Government Act 1999* on grounds that:

1. *Pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the principle that the meeting should be conducted in a place open to the public has been outweighed in relation to this matter because:*
 - *it relates to information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead).*
2. *In weighing up the factors related to disclosure,*
 - *disclosure of this matter to the public would demonstrate accountability and transparency of the Council's operations*
 - *Personal Affairs of the person would be implicated*

*On that basis the public's interest is best served by not disclosing the **C2 Absenteeism Cr Grace Bawden** item and discussion at this point in time.*
3. *Pursuant to Section 90(2) of the Local Government Act 1999 it is recommended the Council orders that all members of the public, except staff of the City of Salisbury on duty in attendance, be excluded from attendance at the meeting for this Agenda Item.*

CARRIED
0357/2023

The meeting moved into confidence at 6:31pm.

The decision for Item C1 Absenteeism Cr Severina Burner and Item C2 Absenteeism Cr Grace Bawden were released out of confidence.

GENERAL BUSINESS

C1 Absenteeism Cr Severina Burner

Moved Cr C Buchanan

Seconded Mayor G Aldridge

That Council:

1. Notes that no written explanation from Cr Severina Burner was received by 29 May 2023, 12 pm or subsequently on her absence from Council meetings on 27 March 2023, 24 April 2023 and 22 May 2023.
2. Notes that no written submissions to the Council were received by Friday 2 June 2023, 12pm or subsequently as to why the Council should not exercise its powers under section 54(1)(d) of the Local Government Act 1999 to remove Cr Severina Burner from office as a member of the Council.
3. Defers items C1 until a further special meeting to be held on Tuesday 13 June 2023, 6.30pm to accommodate a request received 5 June 2023, 4.32pm, from Cr Severina Burner and her legal representative Robert Balzola and Associates to put a submission forward by close of business Friday 9 June 2023 as requested by Legal representative Robert Balzola and Associates to allow for Cr Severina Burner to put in a submission by COB Friday 9 June 2023.
4. Approves that, pursuant to Section 91(7) of the Local Government Act 1999, the report, attachments, recommendations, documents tabled at the meeting from Cr Severina Burner and Cr Burner legal representative Robert Balzola and Associates and the discussion for this item will remain confidential and not available for public inspection until 30 June 2026.
5. Approves that, pursuant to Section 91(9)(c) of the Local Government Act 1999, the power to revoke the order under Section 91(7)(a)&(b) prior to any review or as a result of any review is delegated to the Chief Executive Officer.

**CARRIED
0358/2023**

C2 Absenteeism Cr Grace Bawden

Moved Cr C Buchanan
Seconded Mayor G Aldridge

That Council:

1. Notes that no written explanation from Cr Grace Bawden was received by 29 May 2023, 12 pm or subsequently on her absence from Council meetings on 27 March 2023, 24 April 2023 and 22 May 2023.
2. Notes that no written submissions to the Council were received by Friday 2 June 2023, 12pm or subsequently as to why the Council should not exercise its powers under section 54(1)(d) of the Local Government Act 1999 to remove Cr Grace Bawden from office as a member of the Council.
3. Defers items C2 until a further special meeting to be held on Tuesday 13 June 2023, 6.30pm to accommodate a request received 5 June 2023, 4.32pm, from Cr Grace Bawden's legal representative Robert Balzola and Associates to put a submission forward by close of business Friday 9 June 2023 as requested by Legal representative Robert Balzola and Associates to allow for Cr Grace Bawden to put in a submission by COB Friday 9 June 2023.
4. Approves that, pursuant to Section 91(7) of the Local Government Act 1999, the report, attachments, recommendations, documents tabled at the meeting from Cr Grace Bawden's legal representative Robert Balzola and Associates and the discussion for this item will remain confidential and not available for public inspection until 30 June 2026.
5. Approves that, pursuant to Section 91(9)(c) of the Local Government Act 1999, the power to revoke the order under Section 91(7)(a)&(b) prior to any review or as a result of any review is delegated to the Chief Executive Officer.

CARRIED
0359/2023

The meeting moved out of confidence at 6:50pm

The meeting closed at 6:50pm.

CHAIRMAN.....

DATE.....