11 Reports

11.9 Gift Report

An invitation was extended, and accepted, to the Mayor and Chief Executive Officer to the South Australia Suite at the Clipsal 500. The value of each ticket is estimated to be between \$250 and \$350 each.

12 Other Business

13 Confidential Items

13.1 Matters Pertaining to Legal Advice

Recommendation

Pursuant to Section 90 [2] of the Local Government Act 1999 the Council orders that all persons, except the Acting Chief Executive Officer, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 13.1 Matters Pertaining to Legal Advice

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 by the need to discuss this agenda item in confidence because the disclosure would involve the unreasonable disclosure of information concerning the personal affairs of any person living or dead

Recommendation

That invoice number 216642 for the amount of \$1,186.13, invoice number 215755 for the amount of \$2817.32 and invoice number 215598 for the amount of \$7,700.00 received from Wallmans Lawyers for confidential legal advice on matters pertaining to the Acting Chief Executive Officer be approved for payment

13 Confidential Items

13.1 Matters Pertaining to Legal Advice

Recommendation

Having considered agenda Item 13.1 in confidence under section 90 [2] and [3][a] of the Local Government Act 1999, the Council pursuant to section 91 [7] of the Act orders that the item and the minutes, reports and all other records, relating to the matter be retained in confidence. This order is to be reviewed at or before the Ordinary Council Meeting to be held in January 2017, as to if this order is to continue in operation

13.2 Elector Representation Review – Appointment of a Qualified Person to Undertake Review

Recommendation

Pursuant to Section 90 [2] of the Local Government Act 1999 the Council orders that all persons, except the Acting Chief Executive Officer, and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 13.2 Elector Representation Review – Appointment of a Qualified Person to Undertake Review

The Council is satisfied that pursuant to section 90 [3] [k] 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 tenders for the supply of goods, the provision of services or the carrying out of works

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed by the need to discuss this item in confidence because the disclosure would involve tenders for the supply of goods, the provision of services or the carrying out of works

13 Confidential Items

13.1 Matters Pertaining to Legal Advice

Cr Neville Pfeiffer moved Cr Stacey Milde seconded that pursuant to Section 90 [2] of the Local Government Act 1999 the Council orders that all persons, except the Chief Executive Officer, Manager Executive Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 13.1 Matters Pertaining to Legal Advice

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 by the need to discuss this agenda item in confidence because the disclosure would involve the unreasonable disclosure of information concerning the personal affairs of any person living or dead at 2.27 pm

Carried 35 / 0316

Cr Allan Dunsford moved Cr Mark White seconded that invoice number 216642 for the amount of \$1,186.13, invoice number 215755 for the amount of \$2817.32 and invoice number 215598 for the amount of \$7,700.00 received from Wallmans Lawyers for confidential legal advice on matters pertaining to the Acting Chief Executive Officer be approved for payment

Carried 36 / 0316

Cr Allan Dunsford moved Cr Mark White seconded that having considered agenda Item 13.1 in confidence under section 90 [2] and [3][a] of the Local Government Act 1999, the Council pursuant to section 91 [7] of the Act orders that the item and the minutes, reports and all other records, relating to the matter be retained in confidence. This order is to be reviewed at or before the Ordinary Council Meeting to be held in January 2017, as to if this order is to continue in operation at 2.34 pm

Carried 37 / 0316



Expert advice, human approach.

L5, 400 King Willem St Adeleide SA 5000

GPO Box 1018 Adeleide SA 5001

Tel (08) 8235 3000 Fex (08) 8232 0926

ua.moo.enemilaw@laneneg ua.moo.enemilaw.www

ABN 98 802 494 422

TAX INVOICE

Southern Mallee District Council PO Box 49 Pinnaroo SA 5304

Attention: Mayor Grieger

Deurnber 2015

@10.13am

Invoice Date:

21 December 2015

Invoice No:

215598

Matter No:

152441

Due Date:

04 January 2016

Confidential Advice - September 2015

Description	GST	Amount (AUD)
Fees Services Rendered 30 November 2015 - 17 December 2015	\$757.41	\$7,574.10
Discount	(57.41)	(574.10)

1	\$7,000.00	Net Total
	\$700.00	GST
	\$7,700.00	Total

With Compliments WALLMANS LAWYERS

Michael Kay

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GOVEM - LEGAL FEES RE CONFIDENTIAL ADVICE

Please check your remittance advice carefully, as our bank account details may vary for each invoice due to Law Society Regulations.

Some payments are required to be deposited into our Trust Account others to our Firm Account. Thank you.

Time Detail

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Date	<u>Initials</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
30/11/15	MZM	Perusing email from Neville Gasmier regarding queries responses	0.10	36.50
30/11/15	MZM	Email Neville Gasmier regarding responses to queries	0.10	36.50
30/11/15	MXK	Settling emails to NG (2 units); reviewing and drafting email re proposed CEO contract (5 units); attendance on emails from BT (2 units)	0.90	387.90
02/12/15	MZM	Perusing email from Neville Gasmier regarding response timeframe	0.10	36.50
02/12/15	MZM	Telephone attendance on Andrew Grieger regarding preliminary matter status	0.20	73.00
02/12/15	MZM	Perusing email from Sheryn Bennier regarding Council composition update	0.10	36.50
02/12/15	MZM	Telephone attendance on Sheryn Bennier regarding Council composition update	0.10	36.50
03/12/15	MZM	Telephone attendance on Andrew Grieger regarding matter status	1.10	401.50
04/12/15	MZM	Email Neville Gasmier regarding investigation response	0.10	36.50
04/12/15	MZM	Email Andrew Grieger regarding investigation with attachments (2)	0.10	36.50
07/12/15	MZM	Email Andrew Grieger regarding investigation status points for Council meeting	0.50	182.50
07/12/15	MZM	Email Neville Gasmier regarding meeting	0.10	36.50
07/12/15	MZM	Telephone attendance on Andrew Grieger regarding investigation	0.40	146.00
07/12/15	MXK	Settling email; conferring; settlnig further email	0.50	215.50
08/12/15	MZM	Perusing email from Neville Gasmier regarding allegations response with attachments (3); perusal of attachments; consideration of issues	0.50	182.50
08/12/15	MZM	Email Andrew Grieger regarding investigation response and meeting with attachments (2)	0.10	36.50
08/12/15	MZM	Perusing email from Neville Gasmier regarding meeting	0.10	36.50
08/12/15	MXK	Attendance on allegations and concerns as to timing	0.20	86.20

Southern Mallee District Council		Invoice Date: Invoice No:	21 December 2015 215598	
Date	<u>Initials</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
09/12/15	MZM	Email Andrew Grieger regarding draft correspondence relating to investigation meeting and attachment	0.20	73.00
09/12/15	MZM	Telephone attendance on Andrew Grieger regarding matter and investigation meeting	0.20	73.00
09/12/15	MZM	Email Neville Pfeiffer regarding allegations response with attachment	0.10	36.50
10/12/15	MZM	Email Andrew Grieger regarding correspondence with attachment	0.10	36.50
10/12/15	MZM	Email Neville Gasmier regarding investigation meeting	0.10	36.50
10/12/15	MZM	Telephone attendance on Andrew Grieger regarding instructions	0.20	73.00
11/12/15	MZM	Telephone attendance on Elizabeth Macey regarding employee meeting confirmation	0.10	36.50
11/12/15	MZM	Telephone attendance on Andrew Grieger regarding employee meeting	0.10	36.50
11/12/15	MZM	Telephone attendance (further) on Andrew Grieger regarding employee meeting	0.10	36.50
11/12/15	MZM	Telephone attendance on Andrew Grieger regarding employee meeting confirmation	0.10	36.50
11/12/15	MZM	Telephone attendance on Margaret Pfeiffer regarding employee meeting	0.10	36.50
11/12/15	MZM	Telephone attendance on Elizabeth Macey regarding employee meeting confirmation	0.10	36.50
11/12/15	MZM	Email Andrew Grieger and Neville Pfeiffer regarding employee meeting confirmation	0.10	36.50
11/12/15	MZM	Email Elizabeth Macey regarding meeting confirmation	0.10	36 .50
14/12/15	MZM	Perusing email from Neville Pfeiffer regarding investigation and employee meeting	0.10	36.50
14/12/15	MZM	Telephone attendance on Andrew Grieger regarding investigation and employee meeting	0.20	73.00
14/12/15	MZM	Email Neville Pfeiffer regarding investigation and meeting status	0.10	36.50
15/12/15	MZM	Drafting investigation report summary and advice documentation; attendance on file documents; consideration of issues	5.80	2,117.00

Southern Mallee District Council		Invoice Date: Invoice No:	21 December 2015 215598	
<u>Date</u>	<u>Initials</u>	<u>Description</u>	Hours	<u>Amount</u>
15/12/15	MZM	Attendance on Andrew Grieger and Neville Pfeiffer regarding pre and post debriefing sessions; attendance on Neville Gasmier and Elizabeth Macey in company with Andrew Grieger and Neville Pfeiffer regarding allegations responses	4.00	1,460.00
16/12/15	MZM	Attendance on finalising investigation report and advice; email Andrew Grieger in relation to investigation documentation with attachments (6)	0.40	146.00
16/12/15	MXK	Settling report and advice	2.00	862.00
16/12/15	MZM	Email Andrew Grieger regarding Investigation queries	0.10	36.50
17/12/15	MZM	Telephone attendance on Andrew Grieger regarding Council meeting and investigation	0.40	146.00

Total

\$7,574.10

Southern Mallee District Council PO Box 49 Pinnaroo SA 5304			Invoice Date: Invoice No: Matter No: Due Date:	21 December 2015 215598 152441 04 January 2016	
For Profess	sional Services through	17 December 2015			
Client: Matter:	Southern Mallee Di Confidential Advice				
	Total Current Fees		\$	7,574.10	
	Less Fee Adjustme	ent	\$	(574.10)	
	GST		\$	700.00	
	Total Due		\$	7,700.00	
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Confidential Items 13

13.1 Matters Pertaining to Legal Advice

Cr Neville Pfeiffer moved Cr Stacey Milde seconded that pursuant to Section 90 [2] of the Local Government Act 1999 the Council orders that all persons, except the Chief Executive Officer, the Manager Executive Services and the Minute Secretary be excluded from attendance at the meeting for Agenda Item 13.1 Matters Pertaining to Legal Advice

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 by the need to discuss this agenda item in confidence because the disclosure would involve the unreasonable disclosure of information concerning the personal affairs of any person living or dead at 2.27 pm

Carried 35 / 0315

Cr Allan Dunsford moved Cr Mark White seconded that invoice number 216642 for the amount of \$1,186.13, invoice number 215755 for the amount of \$2817.32 and invoice number 215598 for the amount of \$7,700.00 received from Wallmans Lawyers for confidential legal advice on matters pertaining to the Acting Chief Executive Officer be approved for payment

Carried 36 / 0315

Cr Allan Dunsford moved Cr Mark White seconded that having considered agenda Item 13.1 in confidence under section 90 [2] and [3][a] of the Local Government Act 1999, the Council pursuant to section 91 [7] of the Act orders that the item and the minutes, reports and all other records, relating to the matter be retained in confidence. This order is to be reviewed at or before the Ordinary Council Meeting to be held in January 2017, as to if this order is to continue in operation at 2.34 pm Carried 37 / 0315



Expert advice, human approach.

L5, 400 King William St Adeleidie SA 5000

GPO Box 1018 Adelaide BA 5001

Tel (08) 8236 3000 Fex (08) 8232 0926

general@wallmans.com.au www.wallmans.com.au ABN 98 802 494 422

Southern Mallee District Council PO Box 49 PINNAROO SA 5304

Invoice Date:

25 February 2016

Invoice No:

216642 152441

Matter No: Due Date:

10 March 2016

Confidential Advice - September 2015

Attention: Andrew Grieger

Description	GST	Amount (AUD)
Fees Services Rendered 28 January 2016 - 19 February 2016	\$107.83	\$1,078.30

TAX INVOICE

Net Total	\$1,078.30
GST	\$107.83
Total	\$1,186.13

With Compliments WALLMANS LAWYERS

Michael Kay

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Please check your remittance advice carefully, as our bank account details may vary for each invoice due to Law Society Regulations.

Some payments are required to be deposited into our Trust Account, others to our Firm Account. Thank you.

Time	Detail

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<u>Date</u>	<u>Initials</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
28/01/16	MZM	Telephone attendance on Andrew Grieger regarding investigation correspondence	0.20	73.00
28/01/16	MZM	Telephone attendance (further) on Andrew Grieger regarding investigation correspondence	0.10	36.50
03/02/16	MZM	Email Andrew Grieger regarding revised draft investigation outcome letters with attachments (3)	0.10	36.50
03/02/16	MZM	Perusing email from Andrew Grieger regarding draft investigation letters instructions	0.10	36.50
03/02/16	MZM	Drafting amendments to draft investigation outcome letters	0.20	73.00
04/02/16	MZM	Email Andrew Grieger regarding investigation outcome letters with attachments (3)	0.10	36.50
04/02/16	MZM	Attendance on reviewing and finalising investigation outcome letters	0.30	109.50
04/02/16	MZM	Email Neville Gasmier regarding investigation outcome with attachment	0.10	36.50
12/02/16	MZM	Email Andrew Grieger regarding investigation outcome	0.10	36.50
12/02/16	MZM	Telephone attendance on Harc Wordsworth regarding investigation outcome response	0.10	36.50
12/02/16	MZM	Perusing email from Neville Gasmier regarding investigation outcome	0.10	38.50
15/02/16	MZM	Perusing letter from Lesley Caufield	0.10	36.50
15/02/16	MZM	Email Andrew Grieger regarding complainant correspondence and investigation update; consideration of issues	0.40	146.00
15/02/16	MZM	Perusing email from Andrew Grieger regarding investigation	0.10	36.50
16/02/16	MZM	Email Andrew Grieger regarding investigation debrief; perusing email from Andrew Grieger in response	0.10	36.50
16/02/16	MZM	Perusing email from Harc Wordsworth regarding investigation outcome	0.10	36.50
16/02/16	MXK	Attendance on email; considering progress of matter; settling strategy	0.30	129.30
17/02/16	MZM	Email Andrew Grieger regarding complainant response with attachment	0.10	36.50

Southern Mallee District Council		rict Council Invoice Date: Invoice No:		25 February 2016 216642		
<u>Date</u>	Initials	Description	<u>Hours</u>	<u>Amount</u>		
19/02/16	MZM	Perusing email from Andrew Grieger regarding investigation	0.10	36.50		
19/02/16	MZM	Email Andrew Grieger and Mia Dohnt regarding investigation; perusing email from Andrew Grieger in response	0.10	36.50		
		Total		\$1,078.30		

Southern Mallee District Council PO Box 49 PINNAROO SA 5304				Invoice Date: Invoice No: Matter No: Due Date:	25	5 February 2016 216642 152441 10 March 2016
For Profe	ssional Services throug	h 19 February	2016			
Client: Matter:	Southern Mallee I Confidential Advic		2015			
	Total Current Fee	5		\$	1,078.30)
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Expert advice, human approach.

L5, 400 King William St Adelaide SA 5000

GPO Box 1018 Adeleide SA 5001

Tel (08) 8235 3000 Fex (08) 8232 0928

general@walkmene.com.au www.walkmene.com.au

ABN 98 802 494 422

TAX INVOICE

Southern Mallee District Council PO Box 49 PINNAROO SA 5304

Attention: Andrew Grieger

@3.00pm

Invoice Date: Invoice No:

20 January 2016

215755 152441

Matter No: Due Date:

03 February 2016

Confidential Advice - September 2015

Confidential Advice - September 2015		Amount
Description	GST	(AUD)
Fees Services Rendered	\$256.12	\$2,561.20
30 November 2015 - 15 January 2016	Net Total	\$2,561.20

 Net Total	\$2,561.20
GST	\$256.12
Total	\$2,817.32
Total	

With Compliments WALLMANS LAWYERS

Michael Kay

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GOVEM - LEGAL PEES RE CONFIDENTIAL ADVICE

Please check your remittance advice carefully, as our bank account details may vary for each invoice due to Law Society Regulations. Some payments are required to be deposited into our Trust Account, others to our Firm Account. Thank you.

Invoice Date: Invoice No: 20 January 2016 215755

Time Detail

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<u>Date</u>	Initials	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
30/11/15	MZM	Telephone attendance on Robert Sexton regarding	0.30	109.50
04/01/16	MZM	Perusing email from Andrew Grieger regarding investigation documentation	0.10	36.50
05/01/16	MZM	Telephone attendance on Andrew Grieger regarding investigation documentation	0.10	36.50
07/01/16	MZM	Drafting letters (3) to investigation personnel regarding investigation outcome and associated matters; attendance on file documentation in drafting the same	3.00	1,095.00
08/01/16	MXK	Settling letters to staff	1.20	517.20
11/01/16	MZM	Email Andrew Grieger regarding investigation outcome and associated actions with attachments (3)	0.40	146.00
11/01/16	MZM	Attendance on reviewing and amending draft letters (3) regarding investigation outcome	0.60	219.00
12/01/16	MZM	Perusing email from Andrew Grieger regarding investigation	0.10	36.50
13/01/16	MZM	Perusing email from Andrew Grieger regarding investigation and associated matters	0.10	36.50
13/01/16	MZM	Email Andrew Grieger regarding investigation	0.20	73.00
14/01/16	MZM	Email Andrew Grieger regarding investigation outcome and associated matters; consideration of issues	0.30	109.50
15/01/16	MZM	Perusing email from Shona Hyde regarding investigation parties information; email in response	0.10	36.50
15/01/16	MZM	Perusing email from Andrew Grieger regarding draft correspondence and status	0.10	36.50
15/01/16	MZM	Email Andrew Grieger regarding investigation outcome letters	0.10	36.50
15/01/16	MZM	Drafting amendments to investigation outcomes letters	0.10	36.50
		Total		\$2,561.20

Southern Mallee District Council PO Box 49 PINNAROO SA 5304			nvoice Date: nvoice No: Matter No: Due Date:	20 January 2016 215755 152441 03 February 2016
For Profess	sional Services through	15 January 2016		
Client: Matter:	Southern Mallee Dis Confidential Advice			
	Total Current Fees		\$	2,561.20
	GST		\$	256.12
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PO Box 49 PINNAROO SA 5304 Postal Address: SOUTHERN MALLEE DISTRICT COUNCIL ABN 26 208 717 728

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Sub-Office:

For further information contact:

Order issued by:

WORKS ORDER

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