



AGENDA

ORDINARY COUNCIL MEETING

TIME: 5.30PM

THURSDAY 23 JULY 2009

VENUE – TOWN OF CAMBRIDGE

Managing waste and recovering resources responsibly

Constituent Members: Cities of Perth, Joondalup, Stirling, and Wanneroo.

Towns of Cambridge, Victoria Park and Vincent



MINDARIE REGIONAL COUNCIL

NOTICE OF MEETING

17 July 2009

Councillors of the Mindarie Regional Local Government are respectfully advised that an Ordinary Meeting of the Council will be held in the Council Chambers of the Town of Cambridge, 1 Bold Park Drive, Floreat, at 5.30pm on Thursday 23 July 2009.

The business papers pertaining to the meeting follow.

Your attendance is requested.



KEVIN POYNTON
Chief Executive Officer

MINDARIE REGIONAL COUNCIL - MEMBERSHIP

Cr R M Willox AM JP (Rod)	City of Stirling
Cr J Bissett (John)	Town of Victoria Park
Cr R Butler (Rob)	City of Perth
Cr S Farrell (Steed)	Town of Vincent
Cr R Fishwick (Russ)	City of Joondalup
Cr L Gray JP (Laura)	City of Wanneroo
Cr K Hollywood (Kerry)	City of Joondalup
Cr D Newton JP (Dot)	City of Wanneroo
Cr C MacRae (Corinne)	Town of Cambridge
Cr R Sebrechts (Ron)	City of Stirling
Cr P Rose JP (Peter)	City of Stirling
Cr K Thomas (Kathryn)	City of Stirling

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1	OATHS/AFFIRMATIONS OF ALLEGIANCE AND DECLARATIONS OF OFFICE
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2	QUESTION TIME
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3	ATTENDANCE AND APOLOGIES
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4	MINUTES
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4.1	ORDINARY COUNCIL MEETING – 23 APRIL 2009
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The Minutes of the Ordinary Council Meeting held on 23 April 2009 have been printed and circulated to members of the Council.

RECOMMENDATION

That the Minutes of the Ordinary Council Meeting of Council held on 23 April 2009 be taken as read, confirmed and the Chairman invited to sign same as a true record of the proceedings.

4.2	SPECIAL COUNCIL MEETING – 28 MAY 2009
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The Minutes of the Ordinary Council Meeting held on 28 May 2009 have been printed and circulated to members of the Council.

RECOMMENDATION

That the Minutes of the Ordinary Council Meeting of Council held on 28 May 2009 be taken as read, confirmed and the Chairman invited to sign same as a true record of the proceedings.

4.3	SPECIAL COUNCIL MEETING – 30 JUNE 2009
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The Minutes of the Ordinary Council Meeting held on 30 June 2009 have been printed and circulated to members of the Council.

RECOMMENDATION

That the Minutes of the Ordinary Council Meeting of Council held on 30 June 2009 be taken as read, confirmed and the Chairman invited to sign same as a true record of the proceedings.

5	ANNOUNCEMENTS
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6	DEPUTATIONS
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7 BUSINESS FROM A PREVIOUS MEETING TREATED AS AN ORDER OF THE DAY
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8 REPORTS

Declaration of Financial/Conflict of Interest to be recorded prior to dealing with each item.

Disclosure of Financial and Proximity Interests

- (a) *Members must disclose the nature of their interest in matters to be discussed at the meeting. (Section 5.60(A) (B) and 5.65 of the Local Government Act 1995).*
- (b) *Employees must disclose the nature of their interest in reports or advice when giving the report or advice to the meeting. (Sections 5.70 and 5.71 of the Local Government Act 1995).*

Disclosure of Interest Affecting Impartiality

- (a) *Members and staff must disclose their interest in matters to be discussed at the meeting in respect of which the member or employee has given or will give advice.*

8.1 TECHNICAL WORKING GROUP – 26 JUNE 2009

8.1.1 Tech Com. Item 1

SUBJECT: BUSINESS REPORT (JUNE 2009)

RECOMMENDATION

That Council:

- (i) receive this progress report against Annual Business Plan 2009/2010**
- (ii) approve revised Ordinary Council Meeting dates as follows:**
 - Thursday 3 September 2009**
 - Thursday 15 October 2009**

8.1.2 Tech Com. Item 2

SUBJECT: RESOURCE RECOVERY FACILITY UPDATE REPORT

RECOMMENDATION

That Council:

- (i) Note the RRF update report**
 - (ii) Approve the additional \$28,964.83 excluding GST to be paid to Griffin Civil its final payment for contract 13/92 - MRC Infrastructure Works**
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- (iii) Acknowledge the significant effort put in by the CEAG including Bob Stidwell and on his resignation, thank him for his contribution over the past 5 years

8.2 CHIEF EXECUTIVE OFFICER

8.2.1

File No: FIN/5-02

**SUBJECT: FINANCIAL STATEMENTS FOR THE PERIODS ENDED
31 MARCH 2009 AND 30 APRIL 2009**

RECOMMENDATION

That the Financial Statements as attached at Attachment One and Two for the months ended 31 March 2009 and 30 April 2009 be noted.

8.2.2

File No: FIN/5-02

**SUBJECT: LIST OF PAYMENTS MADE FOR THE MONTHS ENDED
31 MARCH 2009 AND 30 APRIL 2009**

RECOMMENDATION

That Council endorse the list of payments made, as per the delegation made to the Chief Executive Officer, for the months ended 31 March 2009 and 30 April 2009.

8.2.3

File No: FIN/9

SUBJECT: BUDGET 2009/2010

RECOMMENDATION

That Council:

- (i) adopt the draft Budget for the Mindarie Regional Council for Financial Year 2009/2010
- (ii) endorse the on-going strategy of deferred payment of operational surplus, as approved by Council at its August 2005 meeting, for the FY 2005/2006 and future years to meet its on-going capital requirements
- (iii) approve the increase in the overdraft facility of \$5 million to manage cash flow 'short falls' during FY 2009/2010 and future years as well as accommodate any payment at short-notice, that may eventuate under the terms of the RRF agreement
- (iv) approve the capital budget allocation of \$17.345m in respect of the Landfill Excavation, Purchase of Land and RRF infrastructure to be carried forward from 2008/2009 to 2009/2010
- (v) note that the loan of \$6.6m approved in 2008/2009 to fund the Phase 3 landfill excavation will be drawn in 2009/2010

(Absolute Majority required)

8.2.4

File No: FIN/8

SUBJECT: CHANGES TO THE LANDFILL LEVY

RECOMMENDATION

That Council:

- (i) note the WALGA policy on waste levy at Attachment One to this Item**
- (ii) note the Ministerial correspondence at Attachments Two and Three to this Item**
- (iii) adopt a position on the matter of landfill levy as follows:**
- (iv) that the legislative instrument of a landfill levy is an appropriate tool for utilisation in the generation of improved waste management behaviour by all sectors of the community PROVIDED:**
 - appropriate consultation on the timing and quantum of levy introduction occurs with the community (particularly the waste industry)**
 - funds generated by this levy program are utilised for strategic waste management activities, consistent with any State Government, and associated, plans**
- (v) approve an approach of involvement in coalition action with at least WALGA and FORC in order to block action by the State Government be to use levy funds for other than waste management activities**

8.2.5

File No: PER/11

SUBJECT: PERFORMANCE REVIEW CHIEF EXECUTIVE OFFICER

RECOMMENDATION

That Council:

- (i) approve the suite of Performance Targets – 2009, for the Chief Executive Officer, at Attachment One to this Item**
 - (ii) approve the appointment of WALGA as provider of CEO performance review services for review years 2009, 2010, 2011, at a total cost of \$14,564**
 - (iii) note the timetable for this project as follows:**
 - July 2009 - Council approval to Performance Targets – 2009, ongoing service provider**
 - October 2009 - Council approval to revised contract for CEO**
 - December 2009 - Council appointment of year 2009 reviewing committee**
 - 1 June 2010 - Commencement of review process for period January 2009 – May 2010**
 - July 2010 - Council consideration of Reviewing Committee work**
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**SUBJECT: MINDARIE REGIONAL COUNCIL POLICY DOCUMENTATION –
REVIEW OF EXISTING AND FORMATION OF NEW POLICIES**

RECOMMENDATION

That Council approve policies as follows:

- (i) 15B Alcohol and Drugs
- (ii) 20B Environmental Management

9 NOTICE OF MOTION FOR CONSIDERATION AT THE FOLLOWING MEETING

10 GENERAL BUSINESS - SEE NOTE (1)

11 NEXT MEETING

11.1 Ordinary Council Meeting

- Proposed Date Change – 3 September 2009
- 5.30pm
- Town of Vincent

12 CLOSURE - MEETING DECLARED CLOSED

Notes

- (1) Under this item, members have the opportunity to:
- (a) make a statement providing information related to the Council's business;
 - (b) to ask a question relevant to the Council's business.

Under this item a member shall not raise any matter directly related to any other item on the agenda and shall not foreshadow any motion for consideration at another meeting.
