



MINUTES

ORDINARY COUNCIL MEETING

TIME: 5.30PM

8 OCTOBER 2015

CITY OF PERTH

Managing waste and recovering resources responsibly
Constituent Members: Cities of Perth, Joondalup, Stirling, Vincent and Wanneroo
Towns of Cambridge and Victoria Park



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1	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS
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The Chairperson declared the meeting open at 5.30pm

2	ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE
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Councillor Attendance

Cr R Fishwick JP (Chairperson)	City of Joondalup
Cr J Bissett	Town of Victoria Park
Cr J Davidson OAM JP	City of Perth
Cr K Hollywood	City of Joondalup
Cr D Newton JP	City of Wanneroo
Cr S Proud	City of Stirling
Cr E Re	City of Stirling
Cr S Withers	Town of Cambridge

Apologies

Cr D Boothman	City of Stirling
Cr J Carey	City of Vincent
Cr R Driver	City of Wanneroo
Cr B Stewart (Deputy Chairperson)	City of Stirling

Leave of Absence

Nil

Absent

Nil

MRC Officers

Mr B Callander (Chief Executive Officer)
Mr G Hoppe (Director Corporate Services)
Ms L Nyssen (Executive Support)
Ms L Douglas (Administration Officer)

MRC Observers

Nil

Member Council Observers

Mr N Claassen	City of Joondalup
Mr G Stevenson	City of Perth
Mr J Wong	Town of Victoria Park

Visitors

Nil

Members of the Public

Nil

Press

Nil

3 DECLARATION OF INTERESTS

Nil

4 PUBLIC QUESTION TIME

Nil

5 ANNOUNCEMENTS BY THE PRESIDING PERSON

The Chairperson advised that this meeting was the last meeting for councillors prior to the elections and wished those councillors running for re-election the best of luck. The Chairperson also thanked the councillors for the respect they have given each other and their support provided to him as the Chairperson making his position easier.

6 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7 PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil

8 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

8.1 ORDINARY COUNCIL MEETING – 20 AUGUST 2015

The Minutes of the Ordinary Council Meeting held on 20 August 2015 have been printed and circulated to members of the Council.

RESPONSIBLE OFFICER RECOMMENDATION

That the Minutes of the Ordinary Council Meeting of Council held on 20 August 2015 be confirmed as a true record of the proceedings.

RESOLVED

**Cr Davidson moved, Cr Newton seconded
That the recommendation be adopted.**

CARRIED UNANIMOUSLY (8/0)

9 CHIEF EXECUTIVE OFFICER REPORTS
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9.1	FINANCIAL STATEMENTS FOR THE MONTHS ENDED 31 JULY 2015 AND 31 AUGUST 2015
File No:	FIN/5-05
Appendix(s):	Appendix No. 1 Appendix No. 2 Appendix No. 3
Date:	25 September 2015
Responsible Officer:	Director Corporate Services

SUMMARY

The purpose of this report is to provide financial reporting in line with statutory requirements which provides useful information to stakeholders of the Council.

BACKGROUND

Reporting requirements are defined by Financial Management Regulations 34 of the Local Government (Financial Management) Regulations 1996.

The financial statements presented for each month consist of:

- Operating Statement by Nature – Combined
- Operating Statement by Nature – RRF Only
- Operating Statement by Function
- Statement of Financial Activity
- Statement of Reserves
- Statement of Financial Position
- Statement of Investing Activities
- Information on Borrowings
- Tonnage Report

DETAIL

The Financial Statements attached are for the months ended 31 July 2015 and 31 August 2015 and are attached at **Appendix No. 1 and 2** to this Item. The Tonnage Report for the 2 months to 31 August 2015 is attached at **Appendix No. 3**.

The complete suite of Financial Statements which includes the Operating Statements, Statement of Financial Position, Statement of Financial Activity and other related information are reported on a monthly basis.

The estimates for Provisions for Amortisation of Cell Development, Capping and Post Closure expenditure are based on the estimated rates per tonne calculated with reference to estimated excavation cost of various stages of the landfill and the life of the landfill. An adjustment is made (if necessary) at the end of the year based on actual tonnages on a survey carried out to assess the “air space” remaining and other relevant information.

The results for the year ended 30 June 2015 have not yet been audited and as a result, some adjustments are still likely to be processed through the accounts.

Summary of results for the period ended 31 August 2015

	Actual	Budget	Variance
	t	t	t
Tonnes – Members	40,946	42,170	(1,224)
Tonnes – Others	10,839	10,061	778
TOTAL TONNES	51,785	52,231	(446)
	\$	\$	\$
Revenue – Members	7,467,459	7,486,782	(19,323)
Revenue – Other	708,426	906,476	(198,050)
TOTAL REVENUE	8,175,885	8,393,258	(217,373)
Expenses	7,598,709	8,111,564	512,855
Profit on sale of assets	-	-	-
Loss on sale of assets	-	-	-
NET SURPLUS	577,176	281,694	295,482

Commentary

Member tonnes for the 2 months to August 2015 are tracking 3% behind budget, which is partially compensated for by higher than budgeted non-member tonnes.

This translates in a slightly reduced revenue for the two months, which is completely offset by savings in expenditures in landfill expenditure and costs associated with the RRF.

VOTING REQUIREMENT

Simple Majority

RESPONSIBLE OFFICER RECOMMENDATION

That the Financial Statements set out in Appendix No. 1 and 2 for the months ended 31 July 2015 and 31 August 2015, respectively, be received.

RESOLVED

**Cr Re moved, Cr Hollywood seconded
 That the recommendation be adopted.**

CARRIED UNANIMOUSLY (8/0)

9.2	LIST OF PAYMENTS MADE FOR THE MONTHS ENDED 31 JULY 2015 AND 31 AUGUST 2015
File No:	FIN/5-05
Appendix(s):	Appendix No. 4 Appendix No. 5
Date:	25 September 2015
Responsible Officer:	Director Corporate Services

SUMMARY

The purpose of this report is to provide details of payments made during the periods identified. This is in line with the requirement under the delegated authority to the Chief Executive Officer (CEO), that a list of payments made from the Municipal Fund since the last Ordinary Council meeting be presented to Council.

COMMENT

The lists of payments for the months ended 31 July 2015 and 31 August 2015 are at **Appendix 4 and 5** to this Item and are presented to Council for noting. Payments have been made in accordance with the delegated authority to the CEO which allows payments to be made between meetings. At the Ordinary Council Meeting held on 20 August 2015, the Council delegated to the CEO the exercise of its power to make payments from the Municipal Fund. In order to satisfy the requirements of Clause 13(2) of the Local Government (Financial Management) Regulations, a list of payments made must be submitted to the next Council meeting following such payments.

It should be noted that generally all payments are GST inclusive and the Mindarie Regional Council is able to claim this tax as an input credit when GST remittances are made each month to the Australian Tax Office.

Months Ended	Account	Vouchers	Amount
31 July 2015	General Municipal	Cheques	\$49,965.58
		EFT	\$6,147,797.18
		DP	\$473,873.38
		Inter account transfers	<u>\$1,500,000.00</u>
		Total	\$8,171,636.14
31 August 2015	General Municipal	Cheques	\$46,287.42
		EFT	\$3,103,936.49
		DP	\$246,047.57
		Inter account transfers	<u>\$1,500,000.00</u>
		Total	\$4,896,271.48

VOTING REQUIREMENT

Simple Majority

RESPONSIBLE OFFICER RECOMMENDATION

That the list of payments made under delegated authority to the Chief Executive Officer, for the months ended 31 July 2015 and 31 August 2015 be noted.

RESOLVED

**Cr Re moved, Cr Hollywood seconded
 That the recommendation be adopted.**

CARRIED UNANIMOUSLY (8/0)

10 MEMBERS INFORMATION BULLETIN – ISSUE NO. 25

The CEO provided an update to councillors regarding the replacement of composters at the Resource Recovery Facility.

RESPONSIBLE OFFICER RECOMMENDATION

That the Members Information Bulletin Issue No. 25 be received.

RESOLVED

Cr Proud moved, Cr Bissett seconded

That the recommendation be adopted.

CARRIED UNANIMOUSLY (8/0)

11 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12 URGENT BUSINESS

Nil

13 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

14 MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC

The Chairperson requested that in accordance with clause 7.9(3) of the Mindarie Regional Council Standing Orders Local Law 2010 and s5.23 of the Local Government Act 1995, Council proceed to meet “behind closed doors” to allow the Council to consider Items 14.1 and 14.2 as they were of a confidential nature.

Cr Bissett moved, Cr Newton seconded

CARRIED UNANIMOUSLY (8/0)

No visitors in attendance. Member Council CEOs and Officers and Mindarie Regional Council Officers were invited to stay for Confidential Item 14.1 and 14.2. Doors were closed at 5.35pm.

14.1	TENDER 13/131 OUTCOME – ENVIRONMENTAL DRILLING PROGRAM
File No:	ENV/44
Appendix(s):	Nil
Date:	25 September 2015
Responsible Officer:	CEO

RESPONSIBLE OFFICER RECOMMENDATION

That the Council award the tender for the Environmental Drilling Program to National Geotech for a period of three (3) years for the Environmental Drilling Program at Tamala Park.

(Absolute Majority Required)

RESOLVED

**Cr Bissett moved, Cr Re seconded
That the recommendation be adopted.**

CARRIED UNANIMOUSLY BY ABSOLUTE MAJORITY (8/0)

NOTE: The Chief Executive Officer has NOT released Report 14.1 for Public information as Councils decision may result in a contract being entered into.

14.2	RESOURCE RECOVERY FACILITY MAINTENANCE – FINANCIAL SUPPORT
File No:	WST/147-04
Appendix(s):	Nil
Date:	18 September 2015
Responsible Officer:	CEO

RESPONSIBLE OFFICER RECOMMENDATION

That the Council:

- 1. Set aside for the period of seven (7) yeas commencing from the 2016/17 financial year an amount of \$250,000 to assist BioVision in funding an identified shortfall in maintenance costs at the Resource Recovery Facility;**
- 2. Advise BioVision that the funds set aside in (1) above will only be provided when:**
 - a) the MRC is provided with an amended schedule of maintenance that includes details of the additional costs that has been signed off by an independent Auditor; and**
 - b) the additional funds committed by Suez being:**
 - the funds from the reverse auction of the Emissions Reduction Fund as detailed in the background section of this report; and**
 - an additional contribution of \$250,000.****are expended.**
- 3. Will allow any surplus funds held at the end of the seven year period to continue to be used for maintenance of the RRF subject to Suez agreeing to making the same commitment.**
- 4. Create a reserve account in accordance with the Clause 6.11 of the *Local Government Act 1995* with a title of “Resource Recovery Facility Maintenance Fund” and a purpose of “to provide maintenance funds for the Resource Recovery Facility”.**
- 5. Engage Herbert Smith Freehill to prepare/review a Maintenance Deed to formalise the financial arrangements and processes detailed in this report.**
- 6. The costs of the engagement detailed in (5) above be funded by BioVision.**
- 7. Issue delegated authority to the Chairperson and the Chief Executive Officer to execute the Maintenance Deed under the Common Seal.**

(Absolute Majority Required)

RESOLVED

Cr Proud moved, Cr Newton seconded

That the recommendation be adopted.

CARRIED UNANIMOUSLY BY ABSOLUTE MAJORITY (8/0)

NOTE: The Chief Executive Officer has NOT released Report 14.2 for Public information as it contains advice from MRC's solicitors and will require a contract to be entered into.

The Chairperson sought that the meeting be reopened.

Cr Fishwick moved, Cr Proud seconded

CARRIED UNANIMOUSLY (8/0)

The meeting was reopened at 5.58pm.

No members of the public entered the meeting after it was reopened. The resolution and the votes, made behind closed doors, of the Council Item 14.1 and 14.2 as detailed above were taken as being read.

15 NEXT MEETING

Next meeting to be held on Thursday 5 November 2015 in the Conference room at Mindarie Regional Council commencing at 5.30pm.

16 CLOSURE

The Chairperson closed the meeting at 5.59pm and thanked City of Perth for their hospitality and use of their meeting facilities.

These Minutes were confirmed by the Council as a true and accurate record of the Ordinary Meeting of the Council held on 8 October 2015.

Signed Chairman

Dated this day of 2015
