



MINUTES

SPECIAL COUNCIL MEETING

TIME: 6.30 PM

17 OCTOBER 2019

CITY OF STIRLING

*Constituent Members: Cities of Perth, Joondalup, Stirling, Vincent and Wanneroo
Towns of Cambridge and Victoria Park*



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Prior to the start of the meeting the CEO informed the Council that the Chair and the Deputy Chair were not available for the Special Council meeting, and under s5.6 (3)(b) of the *Local Government Act 1995* the Council is to choose a councillor present to preside at the meeting.

Councillor Sargent nominated Councillor Proud to preside at the meeting.

The CEO called for any other nominations, none were received.

The CEO announced Cr Proud was elected as the Chair for the meeting unopposed.

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chair declared the meeting opened at 6.31 pm

2 ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Councillor Attendance

Cr M Norman	City of Joondalup
Cr A Jacob, JP	City of Joondalup
Cr S Migdale	City of Stirling
Cr S Proud, JP	City of Stirling
Cr K Sargent	City of Stirling
Cr F Cvitan, JP	City of Wanneroo
Cr K Shannon	Town of Cambridge
Cr K Vernon	Town of Victoria Park

Apologies

Cr D Boothman, JP	City of Stirling
Cr L Kosova	City of Perth
Cr R Driver	City of Wanneroo
Cr E Cole	City of Vincent

Leave of Absence

Cr R Fishwick, JP	City of Joondalup
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Absent

Nil

MRC Officers

Mr G Hoppe (Chief Executive Officer)
Mr A Slater (Director Corporate Services)
Ms D Toward (Executive Support)

Member Council Observers

Mr N Claassen (City of Joondalup)
Mr C Kopec (City of Perth)
Mr A Murphy (City of Vincent)
Mr J Wong (Town of Victoria Park)
Mr P Maloney (Town of Cambridge)
Mr D Sims (City of Wanneroo)
Mr S Cairns (City of Wanneroo)
Mr R Bryant (City of Stirling)
Mr M Littleton (City of Stirling)

MRC Observers

Ms K Goldsmith
Mr J Shepherd
Mr B Twine

Visitors

Nil

Members of the Public

Nil

Press

Nil

3 DECLARATION OF INTERESTS

6.32 Cr Shannon arrived

The Chair noted that a declaration of interest from Cr Jacob had been received.

Interest Type	Impartiality Interest
Name and Position of Person	Councillor Albert Jacob
Report Item No and Topic	6.1 Tamala Park Container Deposit Scheme and Infrastructure Development Proposal
Nature of Interest	When Environment Minister, I instigated the State Government decision to implement a WA container deposit scheme

4 PUBLIC QUESTION TIME

Nil

5 ANNOUNCEMENTS BY THE PRESIDING PERSON

Nil

The Chair requested that in accordance with clause 7.1(e) 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 6.1 & 6.2 as the items are of a confidential nature.

The Chair invited Member Council CEOs, MRC employees and members of the MRC Strategic Working Group (SWG) to remain for the meeting.

Moved Cr Vernon, seconded Cr Cvitan

RESOLVED

To close the meeting to the public

(CARRIED UNANIMOUSLY 8/0)

Doors closed at 6.35pm. There were no members of the public in the gallery. MRC employees and members of the SWG remained in the gallery.

Note: The Chief Executive Officer has not released the reports for items 6.1 and 6.2 for public information.

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

This report is Confidential in accordance with Section 5.23 (2) (c) and 5.23 (2) (e)(ii) of the *Local Government Act 1995* as the report deals with a matter where a contract which may be entered into; in addition the report deals with a matter that if disclosed, would reveal information that has a commercial value to a person

6.1 TAMALA PARK CONTAINER DEPOSIT SCHEME AND INFRASTRUCTURE DEVELOPMENT PROPOSAL

File No:	WST/59-02
Attachments(s):	Nil
Date:	15 October 2019
Responsible Officer:	Chief Executive Officer

RESPONSIBLE OFFICER RECOMMENDATION

That the Council:

1. Endorse that the MRC not submit proposals to WARRRL to become a Refund Point Operator or a Processing Provider at this time.
2. Authorise the CEO to pursue the required permissions and approvals from regulatory agencies and the Tamala Park landowners to allow for the potential future development of the land originally earmarked for the CDS scheme for future infrastructure development.

Cr Norman moved an amended substantive motion, seconded by Cr Jacob

RESOLVED

That the Council:

1. Endorse that the MRC not submit proposals to WARRRL to become a Refund Point Operator or a Processing Provider at this time.
2. Endorse that the MRC pursue registration with WARRRL to become a Donation Point under the CDS scheme.
3. Endorse that the MRC reconsider becoming a Refund Point Operator, at a later date, should the project economics improve.
4. Authorise the CEO to pursue the required permissions and approvals from regulatory agencies and the Tamala Park landowners to allow for the potential future development of the land originally earmarked for the CDS scheme for future infrastructure development.

(CARRIED UNANIMOUSLY 8/0)

This report is Confidential in accordance with Section 5.23 (2) (e)(ii) of the *Local Government Act 1995* as the report deals with a matter that if disclosed, would reveal information that has a commercial value to a person.

6.2 PROPOSED RRFA AMENDMENTS	
File No:	WST/59-02
Attachments(s):	Attachments 1 & 2
Date:	15 October 2019
Responsible Officer:	Chief Executive Officer

RESPONSIBLE OFFICER RECOMMENDATION

That the Council:

1. Endorse the changes to the Resource Recovery Facility Agreement as documented in the draft Deed of Amendment – Resource Recovery Facility Agreement dated 9 October 2019, subject to approval by BioVision and the ANZ Bank;
2. Authorise the CEO to make minor changes if required to the draft Deed of Amendment that do not increase the MRC's liability, in discussion with the Chair and subject to obtaining appropriate legal advice, and to execute the finalised Deed of Amendment under Common Seal; and
3. Approve that costs arising from the Deed of Amendment be accommodated in the half year budget review.

(Absolute majority required)

Cr Jacob moved, seconded Cr Migdale

RESOLVED

That the recommendation be adopted
(CARRIED UNANIMOUSLY 8/0)

Motion to reopen the meeting
Cr Migdale moved, Cr Shannon seconded
RESOLVED
That the meeting be reopened
(CARRIED UNANIMOUSLY 8/0)

Doors were reopened to the public at 6.49 pm and the Chair declared the meeting reopened. No-one re-entered the gallery and as such the Chair noted the resolutions passed behind closed doors.

7 NEXT MEETING

The next meeting will be an Ordinary Council Meeting to be held on Thursday 21 November 2019 in the Council Chambers at the Town of Victoria Park commencing at 6.30 pm.

8 CLOSURE


Prior to closing the meeting, the Chair thanked MRC executive staff and officers, the Member Council CEOs and their officers for their continued support.

The Chair sent her best wishes to those councillors standing for re-election as councillors and to Cr Vernon who is standing for mayor.

The Chair paid special tribute to Cr Norman who is retiring after 12 years with the City of Joondalup and 4 years with the MRC, thanking Cr Norman for all his work and input over the years and wishing him all the best for his future endeavours.

The Chair closed the meeting at 6.52 pm and thanked the City of Stirling for their hospitality and use of their meeting rooms.

These minutes were confirmed by the Council as a true and accurate record of the Special Meeting of Council held on 17 October 2019.

Signed  Chairman

Dated this 21st day of NOVEMBER 2019