

Minutes

EXTERNAL MINUTES120814
JOONDALUP LOTTERIES HOUSE INC
Management Committee Meeting

ATTACHMENT 1
1:00pm 13 February 2014
Conference Room

Joondalup Lotteries House

1	MEETING OPENED – 1:05pm
	ATTENDANCE – Julie Forrester– Vice Chairperson, Kum Weng Lee – Treasurer, Christopher Paull, Mandy Stringer, Fran Edmeades, Karen Holmes, Diane Cook, Rosa Ngoga, Pam Cackett and Jennie Hague - Office Administrator.
2	WELCOME Pam Cackett from Youth Futures WA - Introductions made
3	APOLOGIES – Philip Kieran has resigned as Chairperson and notified the House on 13.2.2014. A letter is to be sent thanking Philip for his contribution to the House and wishing him well in the future. Angela Loxton- NMCDS
4	CONFIRMATION OF PREVIOUS MINUTES Financial Report needs review for Bank Account Changes for Bankwest. Julie Forrester and Jennie Hague to review. Motion: That the minutes of the meeting held on 12 December 2013 are accepted and the business ratified as a true and correct record. MOVED: Mandy Stringer SECONDED: Chris Paull CARRIED
5	Nomination for Position of Committee Member None Received
6	HR/Administration Update <ul style="list-style-type: none">• Joondalup Lotteries House internal leases reviewed. City of Joondalup looked at the draft internal lease in relation to the lease with the City for the building and suggested slight changes. This includes adding recitals with reference to parking. Draft lease to be sent to committee members for review before acceptance.• House/ Tenant responsibilities discussed further and Julie Forrester and Jennie Hague to review and send to committee members before acceptance.• Joondalup Lotteries House Insurances are due for renewal the end of March 2014. This is to be looked into. Further information regarding the current insurance held by City of Joondalup and JLH requirements to be audited and figures sent to committee members when received.
7	Financial Report Treasurer Kum Weng Lee presented financial report and went over the figures for all accounts. <ul style="list-style-type: none">• Banking access to be arranged as per last meeting once minutes of 12 December 2013 ratified.• MYOB needs updating cost \$700 a year or \$65 month. Pam Cackett suggested we look in to Connect Up a company that will provide MYOB support for non for profit organisations. Pam to send link to Jennie.• Approval for upgrade of MYOB accepted by Management Committee once information received.

Minutes
Joondalup Lotteries House Inc

	Thursday 14 August 2014 Thursday 9 October 2014 Thursday 11 December 2014 From 1:00pm to 2.30pm -Joondalup Lotteries House Conference Room unless otherwise advised.
15	Meeting Closed – 2:45pm

Signature of Chairperson.....

Name of Chairperson

Date.....

MINUTES

Joondalup Lotteries House Management Committee

Meeting held 10 April 2014 commencing at 1pm in the Conference Room at Joondalup Lotteries House

	Agenda Item	Status	Actions
1	Meeting opened	1:00pm	
2	Attendance	Julie Forrester – Vice Chairperson, Kum Weng Lee – Treasurer, Christopher Paull, Mandy Stringer, Fran Edmeades, Diane Cook, Rosa Ngoga, Pam Cackett and Jennie Hague - Office Administrator.	
3	Apologies	Angela Loxton – NMCDS, Nicole Hanigan – Joondalup Netball, Kedy Kristal – Pat Giles Centre.	
4	Confirmation of previous minutes	Motion: That the minutes of the meeting held on 13 February 2014 are accepted and the business ratified as a true and correct record.	MOVED: Mandy Stringer SECONDED: Diane Cook CARRIED
5	Nominations for Committee Positions	Expected from the Pat Giles Centre and Nicole Hanigan Joondalup Netball Association but not yet received.	Jennie will follow up and provide nomination forms.
6	Insurance	Waiting for insurance company to send new premiums. Under cover note until this is achieved. City of Joondalup holds building insurance for the House.	Continue to liaise and inform that building insurance is not required.
7	Lease Agreements	Some tenancy leases out of date.	Jennie to look at lease agreements, check dates and draft new ones based on recently revised lease document.
8	Financial report	Treasurer presented financial report and went over the figures for all accounts. Recommendation that \$50,000 to be on hand for contingency purposes to build up further monies before further upgrade projects are implemented. Rents will have to be reviewed for the new financial year. Draft budget to be completed and presented to the June meeting. Julie requested that \$500 for Crèche expenses be included in the 2014-15 Budget.	Bank to be contacted again regarding internet banking and account access. Jennie to provide quotes for financial requirements. The Financial Report was accepted by the committee. MOVED: Pam Cackett SECONDED: Fran Edmeades CARRIED

9	Building Security	Letter of termination sent to ADT. New company Aspect have attended and have completed a full review of the building.	Details of new company to be sent to Relationships Australia.
10	Car Parking	Festival ran from 23-27 March 2014. The Committee was disappointed that alternative arrangements were not made for Tenant Parking but it was accepted that the cleanup was completed efficiently.	The Committee agreed to send a letter to the City of Joondalup regarding next year's Festival and its implications regarding security and late night attendance of clients and staff at the House. Jennie to draft on behalf of the committee.
11	Tenants	Inclusion WA to move in mid May date to be set.	They will wait until carpet refit is completed so after 9 May 2014.
12	Creche Update	The Crèche has had 25 children visit and three reliable volunteers in place since the last meeting.	
13	Carpets	To be fitted from 1.5.14 - schedule accepted by Committee.	Jennie to work with groups on the implementation of the plan for removal of old and installation of new carpet.
14	City of Joondalup Community Development Plan	Philip Keiran (past Chairperson) attended the first meeting of the City of Joondalup's Strategic Community Reference Group in December 2013. He gave input on behalf of the community sector and JLHI to the formation of the plan.	A second meeting of the City's Strategic Community Reference Group will be held in June to finalise the framework of the new Community Development Plan 2014-2019.
15	Fire Hydrant and Booster	Requirement for JLH to take on responsibility for the fire hydrant. Waiting report from City of Joondalup. Fire doors to be check by Protector Fire.	Jennie to arrange assessment of fire doors in the building.
16	Rubbish Removal	Veolia to take over contract of refuse collection at JLH from 1.5.14. Arrangement for one collection a week - may move to two if required	Jennie will monitor new contract as implemented and change volume if needed.
17	Spike on lights	It will cost \$300 to install the spikes on the lights in the car park to deter birds and prevent dirty cars.	Jennie to make arrangements with Wanneroo Electrics to install spikes.
18	Cleaning Contract	JLH communal cleaning contract to be given to JaniKing after the committee agreed that there were significant savings.	Jennie to arrange change over after the carpets are installed.

19	Apply for grant from Lottery West	The committee discussed the possibility of applying for a grant from Lottery West for painting, swipe cards, replacement of lino flooring, lighting and new blinds for the house.	Jennie to organise quote for these items.
20	Future Meetings	<p>Thursday 12 June 2014</p> <p>Thursday 14 August 2014</p> <p>Thursday 9 October 2014</p> <p>Thursday 11 December 2014</p> <p>From 1:00pm to 2.30pm - Joondalup Lotteries House Conference Room unless otherwise advised.</p>	
21	Meeting Closed	2:45pm	



MINUTES

SPECIAL COUNCIL MEETING

TIME: 6.00PM

THURSDAY 26 JUNE 2014

CITY OF VINCENT

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 Chairman declared the meeting open at 6.00pm

2 ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE
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Councillor Attendance

Cr R Fishwick JP (Chairman)	City of Joondalup
Cr J Bissett (Deputy Chairman)	Town of Victoria Park
Cr D Boothman	City of Stirling
Cr R Driver	City of Wanneroo
Cr K Hollywood	City of Joondalup
Cr D Newton JP	City of Wanneroo
Cr S Proud	City of Stirling
Cr E Re JP	City of Stirling
Cr B Stewart	City of Stirling
Cr S Withers	Town of Cambridge

Apologies

Cr J Carey	City of Vincent
Cr J Davidson OAM JP	City of Perth

MRC Officers

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

Member Council Observers

Mr D Simms (City of Wanneroo)
Mr C Morrison (City of Wanneroo)
Mr G Eves (City of Stirling)
Mr W Bow (Town of Victoria Park)
Mr A Murphy (City of Joondalup)

Members of the Public

Mr Ted Smith

Press

Nil

3 DECLARATION OF INTERESTS

Nil

4 PUBLIC QUESTION TIME

Ted Smith, 98 Golf Links Drive, CARMAMAR WA 6031 also a member of Community Engagement Advisory Group (CEAG).

Question 1 - As a member of CEAG concerned with efficiency and production of the RRF, my first question relates to page 38 of the budget papers under Waste Management Education, this year budgeted \$312,000 and last year budgeted \$105,000. It is pleasing

that it has increased. My question is in what area is this amount to be spent, ratepayers' education?

Response by Director Corporate Services – The Education cost centre primarily funds the staff of the Education team. Their focus is on running tours of the landfill site and of the Resource Recovery Facility (RRF) that includes school groups, pensioner groups and general members of the public as well as visits to schools. Some of the funding is also earmarked for an efficiency project – the “No Glass in the Green Bin’ campaign - aimed at reducing the glass fraction going to the RRF.

Question 2 – Is it correct that not a high percentage of the budget funds are going on public education?

Response by Director Corporate Services – All the team's activities are public facing. Only a small amount is going on mass marketing media campaigns. Most of it will be local newspapers or face to face contact, which we have found to be a more effective way to convey the message. The additional \$200,000 that has been included under the Waste Management Education budget is to fund the Keep Glass out of the Green Bin Campaign to improve the RRF efficiency.

Question 3 – Relates to page 39 of the budget, CEAG were concerned with operation efficiency and performance of the plant which I see now is only 48.6%. A recent meeting with SITA said that they can dispose of every bit of product which is produced. My question is why is MRC paying \$409,000 for product disposal, who are these funds paid to? Is it a subsidy to SITA and why are ratepayers paying for disposal of waste and then paying to buy back the end product?

Response by Director Corporate Services – The \$408,300 is a compost disposal fee. This is a fee that is structured under the Resource Recovery Facility Agreement (RRFA) which is a fee paid to BioVision with a back to back contract with C-Wise for disposing of the product from the RRF. That fee is a compost disposal fee which effectively acts as a subsidy to get the product to market. So while SITA's (BioVision) statement that they are able to dispose of the entire product is correct, the challenge is the economics behind that.

Question 4 – Relates to page 40 (Recycling Centre) of the budget. CEAG is always looking for funds which can go towards ratepayers being educated. My question is how you justify for the Recycling Centre at the cost of \$1.5 M to operate and receive only revenue of \$7,700 and employing 10.8 staff members. For this amount of revenue surely it would be better to make recycling products free. Why does this operate under these circumstances?

Response by Director Corporate Services – The Recycling Centre cost centre referred to relate to our Recycling facility at Tamala Park which includes the drop off area and recycling shop. Effectively it is a community service project. In regards to the HHW stream, in addition to that we collect e-waste and a number of other waste streams that would otherwise go to landfill. We are providing a facility for customers to drop of these waste streams. In order to try and make that economically viable we run the recycling shop as well which is part of our waste hierarchy in terms of promoting reuse as the most preferable use for those items brought in where possible. Primarily that cost centre is a service provision to the community, otherwise those items would either end up in the waste stream where we don't want them or else dumped on verges.

5	ANNOUNCEMENTS BY THE PRESIDING PERSON
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The Chairman invited Mr Hoppe to make a presentation on the 2014/15 Budget before the item was considered.

6	APPLICATIONS FOR LEAVE OF ABSENCE
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Nil

7 CHIEF EXECUTIVE OFFICER REPORTS
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7.1	BUDGET APPROVAL FINANCIAL YEAR 2014/15
File No:	FIN/140
Appendix(s):	1. Statutory Budget and Supplementary Information
Date:	23 June 2014
Responsible Officer:	Gunther Hoppe

SUMMARY

The purpose of this Item is to present the Budget for 2014/15 to the Council for approval and adoption.

BACKGROUND

The 2014/15 budget process commenced in February 2014 and included one workshop held with Councillors and Officers on 24 April 2014. There was further discussion of the budget with Officers at a combined Strategic and Technical working group meeting held on 20 May 2014.

The underlying operating budget has been developed from a 'zero base' in discussion with the managers across the business and has been reviewed in detail to ensure that the Mindarie Regional Council (MRC) continues to deliver its current service offering in an efficient, cost effective manner.

The budget has been premised largely on a 'business-as-usual' basis. Feedback from Councillors and Officers, as well as developments in the broader environment, has been incorporated in this final draft of the budget. In particular, allowance has been made for the increases in the landfill levy and repeal of the Carbon Price Mechanism (CPM).

Some of the significant changes between the 2013/14 and 2014/15 budgets include:

- The decrease in expected Non-member tonnes from 40,000 to 35,450 based on current year trends;
- The inclusion of an additional 51,175 tonnes from the City of Stirling (Stirling) over and above the 73,000 tonnes of waste included in 2014 (total of 124,175 tonnes);
- The increase of the landfill levy from \$28 per tonne to \$55 per tonne landfilled, effective from 1 January 2015, impacting on both the Members' and Non-members' gate fees; and
- The removal of the carbon price of \$7.40 per tonne landfilled from both the Members' and Non-members' gate fees in anticipation of the repeal of the Carbon Price Mechanism, which is going to be backdated to 1 July 2014.

The table below outlines the changes in the Members' and Non-members' gate fees (excluding GST).

	2013/14	2014/15	
		1 st 6 months	2 nd 6 months
Members' Gate Fee	\$120.00	\$116.00	\$138.50
Non-members' Gate Fee	\$150.90	\$143.60	\$170.60

This represents an underlying increase in operating costs of \$1.44 per tonne (1.3%) year-on-year in the Members' gate fee. The \$1.44 increase relates to normal operating cost increases across various areas of the business, offset by benefit of the additional Stirling tonnes.

The underlying Non-members' gate fee has remained unchanged for the third year in a row, with the exception of the changes arising from proposed repeal of the carbon price and the increases in the landfill levy.

Keeping the Non-members' gate fee static is part of a strategy to assist in slowing the reduction in Non-member tonnes experienced over the past three years.

At the combined Strategic and Technical working group meeting held on 20 May 2014, Member Council Officers expressed a preference for two distinct gate fees for the year to reflect the increase in the landfill levy, as opposed to a single blended rate applied evenly across the year.

DETAIL

Budget 2014/15

The Budget for 2014/15 has been set to achieve a \$1.677 million surplus. The proposed surplus has been set intentionally to assist with the funding of future short-term capital acquisitions and long-term site post closure liabilities in equal proportions.

Significant changes in costs year-on-year are outlined in more detail below.

Employee costs

Employee costs have increased by \$586,512 (12.7%) which is driven by:

- the current Enterprise Agreement which contemplates an annual increase of 4% (approximately \$184,000)
- an IT role which has been internalised and an additional 2.6 full time equivalent employees added in the business (\$402,512).

Communication expenses

Communication expenses have increased by \$232,500 which is primarily made up project costs of \$200,000 in respect of a "Keep Glass out of the Green Bin" campaign, aimed at reducing the glass fraction in the RRF compost. This is intended to increase the marketability of the compost and improve recycling outcomes at the RRF.

RRF costs

The Resource Recovery Facility (RRF) costs have decreased by \$577,614 which reflects the fact that the 2013/14 budget was initially set with a Members' gate fee of \$149 per tonne, not reflecting the benefit of the Stirling tonnes. In the current budget, the reduction in the RRF costs is driven by the comparative drop in the Members' gate in 2014/15.

Utilities

Utility costs have decreased by \$194,400 primarily as a result of negotiations with the City of Wanneroo with respect to normalising the rateable value of the land at Tamala Park.

Depreciation

Depreciation costs have increased by \$246,500 as a result of the revaluation exercise conducted in July 2013 which was not taken into account in the 2013/14 budget, with the increase in asset values resulting in an increased depreciation charge.

Borrowing costs

Borrowing costs have increased by a net \$82,000 mainly due to additional funds borrowed to fund the clay lining of Stage 2 Phase 3 of the landfill. Consistent with the 2013/14 budget, capital expenditures and associated borrowings for the purchase of a new landfill site and a sorting shed have been budgeted for the last day of the financial year. As a result, there are no borrowing costs in respect of these projects included in the budget.

DEP Levy

The DEP or landfill levy has increased by \$4,954,200 which is as a result of the increase in overall tonnes expected to be landfilled in 2014/15, coupled with the increase in the landfill levy expected to come into effect from 1 January 2015.

The levy is set to increase from the current \$28 per tonne to \$55 per tonne for each tonne of putrescible waste landfilled. The full \$27 per tonne increase will be passed on to Non-members from 1 January 2015. The increase per tonne delivered for Members is limited to \$22.50, as only 84.5% of the waste delivered to the MRC by Members actually goes to landfill as a result of the RRF.

Carbon price

With the anticipated repeal of the Carbon Price Mechanism, which will be made retrospective to 1 July 2014, no carbon price expenditure has been budgeted for, with the exception of the funds required to acquit the emissions for the 2013/14 year.

The repeal of the CPM is still to be ratified by Parliament, however when approved, it will be made retrospective to 1 July 2014. The Australian Competition and Consumer Commission (ACCC) have been given a mandate to ensure that there are no 'windfall gains' made by suppliers during this period. The ACCC have flagged that they intend to pursue landfills particularly in this regard to ensure that any funds collected from customers in the new financial year are returned to those customers once the repeal takes effect.

In discussions with the Australian Landfill Owners Association, there is a high degree of confidence within the industry that the CPM will be repealed in the coming months. As a result, a number of significant commercial landfill operators are choosing not to pass through any carbon price costs in the new financial year, as the task of trying to refund customers for the carbon cost component of fees charged post 1 July 2014 is considered overly onerous, if in fact it is possible at all. In the MRC's case, it would be impossible to refund this component to cash customers who had used the landfill after 1 July 2014.

As a result, the MRC has adopted a similar view in preparing the budget, by not charging the carbon price from 1 July 2014 onward. The revenue which may be lost by not charging the carbon price component of the fee to Non-members for the period from 1 July 2014 until the date of repeal would likely be in the region of less than \$20,000 per month.

As a risk mitigation strategy however, the MRC has still made provision to charge a carbon price in the schedule of fees and charges, in the event that the CPM is not successfully repealed. No proceeds have been included in the budget in this regard.

Amortisation of cell development expenditure

The allocation of cell development expenditure costs have increased by \$974,900 for the year. This is driven by an increase in tonnes and a change in the allocation rate. The additional tonnes, primarily from Stirling, account for the majority of the increase. The remainder of the increase relates to a change in the rate at which the costs are absorbed, which includes the additional clay lining costs incurred during the year.

Tonnages

Approximately 329,043 tonnes (Budget 2013/14: 270,994 tonnes) of waste are expected to be delivered to the MRC by Member Councils during the course of the year.

Of this, 100,000 tonnes (Budget 2013/14: 100,000 tonnes) is expected to be diverted to the RRF, which will in turn generate 48,700 tonnes (Budget 2013/14: 48,700 tonnes) of residue which will be sent back to Tamala Park. The RRF waste diversion target is set at 51.3%.

Non-members are expected to deliver 35,450 tonnes (Budget 2013/14: 40,000 tonnes) to Tamala Park.

RRF composter replacement

No provision has been made for the replacement of the composters at the RRF in the 2014/15 budget. The timing of the replacement is still uncertain and as a result, has not been included in the budget. Any changes required will be dealt with through the half-yearly budget review process or in the 2015/16 budget.

Carry forward operating expenditure

The development of groundwater and landfill gas management plans was allowed for in the 2013/14 budget, however further investigations during the year indicated that in order to develop effective management plans, a Conceptual Site Model would be required.

As a result, the MRC is in the process of tendering for this work. It was intended that the development of a Conceptual Site Model would be funded through the reallocation of funds from various areas in the 2013/14 budget.

Given that the tender has not yet been awarded, it is proposed that the expected contract cost of \$96,630 in respect of this work be carried forward to the 2014/15 budget year.

As these costs have already been funded in the 2013/14 financial year, this does not have an impact on the gate fee for 2014/15.

Capital Expenditure

The following capital expenditures have been included in the Budget for 2014/15:

New capital expenditures

		\$
• Cell lining		2,800,000
• Building upgrades		35,000
• Office furniture and equipment		42,000
• Computer equipment		66,300
- Server upgrades	48,000	
- New hardware	18,300	
• Plant and equipment		245,000
- Tarpomatic tarps	60,000	
- Hook lift bins	40,000	
- Hook lift bin truck body	85,000	
- Radio system	60,000	
• Infrastructure		25,000
- Gas well installations	25,000	
• Vehicles		2,032,000
- Bin truck	190,000	
- Landfill compactor	1,500,000	
- Ute	40,000	
- Education vehicle	47,000	
- Director Corporate Services	48,000	
- Chief Executive Officer	52,000	
- Skidsteer	105,000	
- Recycling manager ute	45,000	
- Lawnmower	5,000	
		5,245,300

Carried forward capital expenditures

• Land Purchase (new Landfill Site)	6,000,000
• Sorting shed	4,000,000
• Cell lining	1,000,000
• Admin office renovation	25,000
• Recycling centre and education redevelopment	90,000
	11,115,000

Total Capital expenditure **16,360,300**

Reserves

The revised Cash Backed Reserves with the projected balances at 30 June 2015 would be as follows:

Site rehabilitation Reserve

Estimated balance at 30 June 2015: \$9,126,915

Purpose: *To be used to fund post closure site rehabilitation costs associated with the Tamala Park landfill site.*

A transfer of \$471,197 to this reserve is anticipated during the course of the year with no anticipated drawdowns on the reserve. This is in addition to the allocation of approximately \$2,773,769 of the 2013/14 budgeted surplus to the reserve which was approved by Council at its meeting in February 2014. It is further proposed to allocate half of the surplus for the 2014/15 financial to this reserve – approximately \$925,000.

This will result in a funded reserve of approximately \$10.1 million to cover a post closure liability of approximately \$14.5 million. As a result, the post closure liabilities will be 70% funded which is broadly in line with the amount of the landfill that has been consumed (73%). The unfunded portion of the post closure liabilities will be funded over the remaining life of the landfill.

Reserve for Capital Expenditure

Estimated balance at 30 June 2015: \$209,652

Purpose: *To be used to fund the ongoing capital expenditure requirements.*

A transfer of \$1,500,000 to this reserve is anticipated during the course of the year with drawdowns to fund capital expenditures of \$2,560,300 withdrawn from the reserve. This is in addition to the allocation of \$1,000,000 of the 2013/14 budgeted surplus to the reserve which was approved by Council at its meeting in February 2014. It is further proposed to allocate half of the surplus for the 2014/15 financial to this reserve – approximately \$925,000.

This will result in a funded reserve of approximately \$1.1 million to cover future capital expenditures.

Participants' Surplus Reserve Account

Estimated balance at 30 June 2015: \$2,000,000

Purpose: *To be used to fund any deficit or part of a deficit as shown in the annual financial report of the MRC.*

An allocation of \$902,382 of the 2013/14 budgeted surplus to the reserve was approved by Council at its meeting in February 2014.

Carbon Price Reserve

Estimated balance at 30 June 2014: \$3,434,699

Purpose: *To be used to fund the MRC's liability arising from the Carbon Price Mechanism.*

A transfer from the reserve to operating surplus of \$88,000 is anticipated during the course of the year to acquit the MRC's carbon price liability for the 2013/14 financial year.

Surplus

The Budget shows a forecast surplus of \$1,677,152. It is proposed that the surplus will be split evenly between the Capital Expenditure and Site Rehabilitation Reserves.

Funding Plan

- Operational expenditures will be funded from the Members' and Non-members' gate fees.
- Capital Expenditure (excluding landfill cell development, the construction of the sorting shed and the purchase of land) will be funded from the Capital Expenditure Reserve.
- Other Capital expenditure relating to cell development, construction of the sorting shed and the purchase of land will be funded from dedicated new loans.

SUMMARY OF ATTACHMENTS

Appendix to this Item is as follows:

- Appendix 1 – Statutory Budget and Supplementary Information

CONSULTATION

One workshop for Councillors and Officers was conducted in April 2014 to discuss the 2014/15 Budget. The budget was also discussed at the combined Strategic and Technical working group meeting held on 20 May 2014, where Member Council Officers indicated that they did not feel a second budget workshop was required. Feedback from the workshop has been taken into account in compiling this final draft of the budget.

STATUTORY ENVIRONMENT

Budget approval is required by end of August 2014 in accordance with section 6.2 of the Local Government Act 1995 (as amended).

Modifications of existing reserves and creation of new reserves is done in compliance with section 6.11 of the Local Government Act 1995 (as amended).

POLICY IMPLICATIONS

The 2014/15 budget process is consistent with existing MRC policy.

FINANCIAL IMPLICATIONS

The Members' gate fee will be set at \$116 per tonne and \$138.50 per tonne (excluding GST) for the periods 1 July 2014 – 31 December 2014 and 1 January 2015 - 30 June 2015 respectively.

The Non-members' gate fee will be set at \$143.60 per tonne and \$170.60 per tonne (excluding GST) for the periods 1 July 2014 – 31 December 2014 and 1 January 2015 - 30 June 2015 respectively.

An estimated surplus of \$1.677 million is budgeted for the 2014/15 financial year. This includes carry forward operational expenditures of \$96,630.

Capital expenditure of \$16,360,300 is budgeted for the 2014/15 financial year, of which \$11,115,000 is carry forward expenditure.

STRATEGIC IMPLICATIONS

The Budget for 2014/15 has been derived from the MRC's new Strategic Community Plan, the Corporate Business Plan, the Asset Management Plan, the Workforce Plan and the 20 year Financial Plan and is consistent with these documents in all respects, in compliance with section 6.2(2) of the Local Government Act 1995 (as amended).

VOTING REQUIREMENT

Absolute Majority

ADDITIONAL COMMENTS

Subsequent to the budget workshop held on 24 April 2014, the following adjustments have been made to the budget:

- Additional communication costs of \$200,000 have been included in the budget to fund the "Keep Glass out of the Green Bin" campaign
- Borrowing costs associated with the purchase of a new landfill site and the construction of a sorting shed have been removed
- The carbon price pass through has been removed from both the Members' and Non-members' gate fee
- The \$27 per tonne increase in the landfill levy has been included in both the Members' and Non-members' gate fee, effective 1 January 2015
- An additional \$700,000 has been included as carry forward capital expenditures in recognition of delays to the clay lining project

The Members' gate fee has been reduced to reflect the net impact of these changes.

In addition, the following changes, which have no impact on the Members' gate fee, have been made to the budget:

- Carry forward expenditure of \$96,630 in respect of the development of a Conceptual Site Model has been included under *Landfill expenses – Monitoring Program*, as a carry forward of expenditure from the 2013/14 budget.
 - The loan schedule on page 22 erroneously reflected a 'Loan 16 – Cell Development (Lining)' for \$1 million which had already been included in the \$5.63 million allocated for Loan 13.
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- The funding sources at the bottom of page 65 ('Loans' and 'Transfer from Reserve') were updated to reflect the changes per 2. above and the fact that the 'Transfer from Reserve' previously included transfers from reserves which had been funded in previous years.
- The Fee Calculation schedule was updated to include the anticipated surplus in the fee calculation for the year.

RESPONSIBLE OFFICER RECOMMENDATION

That Council:

- adopt the Budget for the Mindarie Regional Council for Financial Year 2014/15
- endorse the on-going strategy of deferred payment of operational surplus, as approved by Council at its August 2005 meeting, for the Financial Year 2005/06 and future years to meet its on-going capital requirement
- approve the use of an on-going overdraft facility of \$1 million to manage cashflow 'short falls' during Financial Year 2014/15 and future years
- Approve the Capital Budget Program of \$16,360,300 for 2014/15 as follows:

New capital expenditures

	\$
• Cell lining	2,800,000
• Building upgrades	35,000
• Office furniture and equipment	42,000
• Computer equipment	66,300
• Plant and equipment	245,000
• Infrastructure	25,000
• Vehicles	<u>2,302,000</u>
	5,245,300

Carried forward capital expenditures

• Land Purchase (new Landfill Site)	6,000,000
• Sorting shed 4,000,000	
• Cell lining	1,000,000
• Admin office renovation	25,000
• Recycling centre and education redevelopment	<u>90,000</u>
	11,115,000

Total Capital expenditure **16,360,300**

- approve that \$471,197 will be transferred from the Operating Surplus to the Site Rehabilitation Reserve.
- approve that \$1,500,000 will be transferred from the Operating Surplus to the Reserve for Capital Expenditure.
- approve that \$2,560,300 be transferred from the Reserve for Capital Expenditure to Operating Surplus to fund capital expenditures.

-
- (viii) approve that the funds required to acquit the MRC's carbon price liability at 30 June 2014 will be transferred from the Carbon Price Reserve to the Operating Surplus.
 - (ix) approve that all interest earned on cash funds associated with cash-backed reserves will not be credited to the reserve.
 - (x) Approve that \$96,630 of operational expenditures will be carried forward from the 2013/14 budget to the 2014/15 budget.

(Absolute Majority Required)

RESOLVED

Cr Stewart moved, Cr Re seconded
That the recommendation be adopted.

CARRIED UNANIMOUSLY (10/0)

8 NEXT MEETING

Next meeting to be held on Thursday 3 July 2014 in the Council Chambers at City of Stirling commencing at 5.30pm.

9 CLOSURE

The Chairman closed the meeting at 6.31pm and thanked the City of Vincent for their hospitality and the use of their meeting facilities.

These Minutes were confirmed by the Council as a true and accurate record of the Special Meeting of the Council held on 26 June 2014.

Signed Chairman

Dated this day of 2014



WALGA

WORKING FOR LOCAL GOVERNMENT

North Metropolitan Zone

Minutes

26 June 2014



North Metropolitan Zone WALGA

Hosted by the City of Wanneroo
23 Dundobar Road Wanneroo Phone 9405 5000
Thursday 26 June 2014 - Commenced at 6:00 pm

Minutes

MEMBERS

4 Voting Delegates from each Member Council

City of Joondalup	Cr John Chester (Deputy) Cr Sam Thomas (DSC) Cr Mike Norman (Deputy) Mr Jamie Parry, Director Governance and Strategy
City of Stirling	Cr Keith Sargent (Deputy) Cr David Lagan (Deputy) Mr Aaron Bowman, Manager Governance & Council Support
City of Wanneroo	Mayor Tracey Roberts JP- (SC) (Chair of meeting) Cr Linda Aitken (Deputy) Mr Mustafa Yildiz, Manager Governance and Legal – non-voting delegate Mr John Paton, Director Corporate Services – non-voting delegate
WALGA Representatives	Mayor Troy Pickard, WALGA President Ms Allison Hailes, Executive Manager Planning & Community Development
DLGC Representative	Mr Gary Angel
Guest Speakers	Nil

APOLOGIES

City of Stirling	Mayor Giovanni Italiano JP (DCS) Cr David Michael (SC) Cr David Boothman Cr Elizabeth Re JP Mr Stuart Jardine, Chief Executive Officer – non-voting delegate
City of Joondalup	Cr Geoff Amphlett JP (SC) Cr Russ Fishwick JP Mr Garry Hunt, Chief Executive Officer – non-voting delegate
City of Wanneroo	Mr Daniel Simms, Chief Executive Officer – non-voting delegate Cr Frank Cvitan JP (DSC) Cr Russell Driver Cr Domenic Zappa

ANNOUNCEMENTS

Confirmation of Attendance an attendance sheet was circulated prior to the commencement of the meeting to register your name for the Minutes.

ATTACHMENTS WITH THE AGENDA

1. Minutes of previous meeting
2. Zone Status Report
3. Standing Orders

As the Chair of the Zone, Cr Geoff Amphlett and the Deputy Chair, Mayor Giovanni Italiano were apologies for the meeting section 11.2 of the Standing Orders was instigated. Delegates at the meeting were asked to choose a delegate present at the meeting to preside at the meeting.

RESOLUTION

That in accordance with section 11.2 of the Standing Orders, delegates present at the meeting elect the Mayor of the host Council, Mayor Tracey Roberts as the chair of the meeting.

**Moved Cr Sam Thomas
Seconded Cr Linda Aitken**

CARRIED

1. DEPUTATIONS

NIL

2. CONFIRMATION OF MINUTES

RESOLUTION

That the Minutes of the meeting of the North Metropolitan Zone held on 1 May 2014 be confirmed as a true and accurate record of the proceedings.

**Moved Cr Sam Thomas
Seconded Cr Linda Aitken**

CARRIED

3. DECLARATION OF INTEREST

Pursuant to our Code of Conduct, Councillors must declare to the Chairman any potential conflict of interest they have in a matter before the Zone as soon as they become aware of it. Councillors and deputies may be directly or indirectly associated with some recommendations of the Zone and State Council. If you are affected by these recommendations, please excuse yourself from the meeting and do not participate in deliberations.

NIL

4. BUSINESS ARISING

A Status Report outlining the actions taken on the Zone's resolutions was enclosed as an attachment to the Agenda.

Noted

5. REPORTS FROM MEMBER COUNCILS

5.1

NIL REPORTS

6. STATE COUNCIL AGENDA - MATTERS FOR DECISION

(Zone delegates to consider the Matters for Decision contained in the WA Local Government Association State Council Agenda and put forward resolutions to Zone Representatives on State Council)

Item 5.4 Draft Submission to the WA Planning Commission: Draft Planning Policy 3.7 Planning for Bushfire Risk Management

ADVISORY MOTION

That WALGA give consideration to the findings and recommendations made in the City of Wanneroo's submission to the WAPC and provided to WALGA on 26 June 2014.

Moved Cr Linda Aitken
Seconded Cr Mike Norman

CARRIED

7. EXECUTIVE REPORTS

7.1 President's Report to the Zone

Mayor Troy Pickard presented the President's Report. Report was distributed with the Agenda.

Noted

7.2 State Councillor's report to the Zone

Mayor Tracey Roberts provided comment on the previous State Council meeting, which was held in Merredin. Mayor Roberts congratulated the local organisers of the event for the great hospitality shown.

Noted

7.3 Department of Local Government and Communities Representative Update Report.

Mr Gary Angel, Department of Local Government and Communities representative, presented the Director General's Update Report.

Noted

8. OTHER BUSINESS

8.1

NIL

9. DATE, TIME AND PLACE OF NEXT MEETING

The next ordinary meeting of the North Metropolitan Zone will be held at 6:00pm on Thursday 28 August 2014 at the City Stirling, commencing at 6pm.

11. CLOSURE

There being no further business the Chair declared the meeting closed at 7:00pm.



ATTACHMENT 4

STATE COUNCIL SUMMARY MINUTES

July 2014

NOTICE OF MEETING

Meeting No. 3 of 2014 of the Western Australian Local Government Association State Council held at WALGA, 170 Railway Parade West Leederville on Wednesday 2 July 2014 beginning at 4:00pm.

1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS

1.1 Attendance

Chairman	President of WALGA Deputy President of WALGA Pilbara Country Zone	Mayor Troy Pickard Cr Lynne Craigie
Members	Avon-Midland Country Zone Central Country Zone Central Metropolitan Zone East Metropolitan Zone Goldfields Esperance Country Zone Gascoyne Country Zone Great Eastern Country Zone Great Southern Country Zone Kimberley Country Zone Murchison Country Zone North Metropolitan Zone Northern Country Zone Peel Country Zone South East Metropolitan Zone South Metropolitan Zone	Cr Lawrie Short President Cr Philip Blight Cr Janet Davidson JP Mayor Heather Henderson Cr Steve Wolff Cr Mick Wainwright Mayor Ron Yuryevich AM RFD Cr Ross Winzer President Cr Eileen O'Connell President Cr Ken Clements Cr Chris Mitchell Cr Simon Broad Mayor Tracey Roberts JP Cr Geoff Amphlett JP Cr David Michael President Cr Karen Chappel President Cr Wally Barrett Mayor Cr Henry Zelones JP Cr Fiona Reid Mayor Carol Adams Cr Doug Thompson Mayor Logan Howlett Cr Wayne Sanford Mr Jonathon Throssell
Ex-Officio	South West Country Zone Local Government Managers Australia	Cr Wayne Sanford Mr Jonathon Throssell
Secretariat	Chief Executive Officer Deputy Chief Executive Officer EM Governance & Corporate Services EM Marketing & Communications EM Planning & Community Development EM Infrastructure EM Business Solutions A/EM Environment & Waste Manager Governance Finance Manager	Ms Ricky Burges Mr Wayne Scheggia Mr Tony Brown Mr Zac Donovan Ms Allison Hailes Mr Ian Duncan Mr Nick Wood Ms Julia Beijeman Mr James McGovern Mrs Tina Moss crop

1.2 Apologies

The Rt Hon Lord Mayor of the City of Perth	Ms Lisa Scaffidi
Local Government Managers Australia	Mr Mark Chester
North Metropolitan Zone	Cr David Michael
EM Environment & Waste	Mr Mark Batty
EO Governance and Strategy	Ms Ana Fernandez

OBSERVERS

Nil

MEETING ASSESSMENT

Mayor Heather Henderson to undertake a meeting assessment at the conclusion of the meeting.

ANNOUNCEMENTS

Nil

1. MINUTES OF THE PREVIOUS MEETINGS

2.1 Minutes of May 2014 State Council Meeting

Moved: Cr W Barrett
Seconded: Cr C Mitchell

That the Minutes of the Western Australian Local Government Association (WALGA) State Council Meeting held on 9th May 2014 be confirmed as a true and correct record of proceedings.

RESOLUTION 53.3/2014

CARRIED

2.1.1 Business Arising from the Minutes of May 2014.

Nil

2. DECLARATION OF INTEREST

Pursuant to our Code of Conduct, the following State Councillors declared an interest for Item 5.13 Honours Panel Committee Minutes, to the Chairman:

- Mayor Henry Zelones
- Cr Wally Barrett
- Cr Mick Wainwright

4. EMERGING ISSUES

Special Urgent Business

Item 8 of Standing Orders

Moved Cr F Reid

Seconded Mayor H Zelones

That Motion of Special Urgent Business to consider a South East Metropolitan Zone motion in respect to Metropolitan Reform be put.

PROCEDURAL MOTION

Moved Cr W Barrett

Seconded Mayor C Adams

That the motion be put.

RESOLUTION 54.3/2014

CARRIED

The motion of special urgent business was put and

Lost for want of a two thirds majority

5. MATTERS FOR DECISION

5.1 Local Government Reform and Poll Provisions (05-034-01-0018 TB)

WALGA RECOMMENDATION

That WALGA:

1. Reaffirm its policy position opposing forced amalgamations and supporting voluntary reform; and
2. Adopt, and advocate for, a policy position that the poll provisions contained in the *Local Government Act 1995* should be amended so that:
 - a. Electors of a Local Government where 1 or more Local Governments will be abolished or significantly affected by a boundary change proposal are able to demand a poll on the proposal, with 'significantly affected' being specifically defined as causing a fifty percent variation in:
 - i. Population; or,
 - ii. Rateable properties; or,
 - iii. Revenue.
 - b. Votes in polls are conducted by combining the votes of electors in all affected districts.

Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	WALGA Recommendation Supported
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Not Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South West Country Zone	WALGA Recommendation Supported

AVON MIDLAND COUNTRY ZONE

That the Avon Midland Country Zone;

- Support Part 1 of the recommendation
- Support Part 2 (a) but does not support Part 2 (b)

GREAT EASTERN COUNTRY ZONE

That the Great Eastern Country Zone does not support the WALGA recommendation as it relates to Agenda Item 5.1 because whilst it supports the WALGA policy position opposing forced amalgamations and supporting voluntary reform there has been no consultation with the Zones with respect to any changes in policy with respect to the poll provisions contained in the *Local Government Act 1995*.

CENTRAL COUNTRY ZONE

That WALGA:

1. Reaffirm its policy position opposing forced amalgamations and supporting voluntary reform; and
2. Adopt, and advocate for, a policy position that the poll provisions contained in the *Local Government Act 1995* should be amended so that Electors of a Local Government where 1 or more Local Governments will be abolished or significantly affected by a boundary change proposal are able to demand a poll on the proposal, with 'significantly affected' being specifically defined as causing a fifty percent variation in:

- i. Population; or,
- ii. Rateable properties; or
- iii. Revenue.

CENTRAL METROPOLITAN ZONE

That WALGA:

1. Reaffirm its policy position opposing forced amalgamations and mergers and supporting voluntary reform; and
2. Adopt, and advocate for, a policy position that the poll provisions contained in the *Local Government Act 1995* should be amended so that:
 - a. Electors of a Local Government where 1 or more Local Governments will be abolished or significantly affected by a boundary change proposal are able to demand a poll on the proposal.

MURCHISON COUNTRY ZONE

That WALGA:

1. Reaffirm its policy position opposing forced amalgamations and supporting voluntary reform; and
2. Adopt, and advocate for, a policy position that the poll provisions contained in the *Local Government Act 1995* should be amended so that:
 - a. Electors of a Local Government where 1 or more Local Governments will be abolished or significantly affected by a boundary change proposal are able to demand a poll on the proposal, with 'significantly affected' being specifically defined as causing a twenty percent variation in Population or Rateable properties; or ten percent variation in Revenue.

EAST METROPOLITAN ZONE

That WALGA:

1. Reaffirm its policy position opposing forced amalgamations and supporting voluntary reform; and
2. Adopt, and advocate for, a policy position that the poll provisions contained in the *Local Government Act 1995* should be amended so that:
 - a. Electors of a Local Government where 1 or more Local Governments will be abolished or significantly affected by a boundary change proposal are able to demand a poll on the proposal, with 'significantly affected' being specifically defined as causing a fifty percent variation in:
 - i. Population; or,
 - ii. Rateable properties; or,
 - iii. Revenue.
 - b. Votes in polls are conducted in accordance to the same requirements as set out in Schedule 2.1, clause 10(2)(a) and (b) of the *Local Government Act 1995*.

SOUTH EAST METROPOLITAN ZONE

That WALGA:

1. Reaffirm its policy position opposing forced amalgamations and supporting voluntary reform; and
2. Adopt, and advocate for, a policy position that the poll provisions contained in the *Local Government Act 1995* should be amended so that:
 - a. Electors of a Local Government where 1 or more Local Governments will be abolished or significantly affected by a boundary change proposal and the details of the criteria to be the subject to further review.
 - b. Votes in polls are conducted by combining the votes of electors in all affected districts.

SOUTH METROPOLITAN ZONE

That item 2b of the WALGA recommendation be deleted.

That item 2a is amended to read as follows:

Adopt and advocate for, a policy position that the poll provisions contained in the *Local Government Act 1995* should be amended so that:

Electors of a Local Government where 1 or more Local Governments will be abolished or affected by a boundary change proposal are able to request a poll on the proposal.

SECRETARIAT COMMENT

On reviewing all Zones contributions to this item, the following is the summary of the overall position.

- Full support for recommendation 1
- Majority Zone support for recommendation 2a.
There is a number of variations to the definition of 'significantly affected'.
- The majority of Zones oppose recommendation 2b, which equates to supporting the current provisions in respect to how voting in polls is conducted

Moved Cr P Blight

Seconded Cr L Short

That WALGA:

1. **Reaffirm its policy position opposing forced amalgamations and supporting voluntary reform; and**
2. **Adopt, and advocate for, a policy position that the poll provisions contained in the *Local Government Act 1995* should be amended so that Electors of a Local Government where 1 or more Local Governments will be abolished or significantly affected by a boundary change proposal are able to demand a poll on the proposal, with 'significantly affected' being specifically defined as causing a fifty percent variation in:**
 - i. **Population; or,**
 - ii. **Rateable properties; or,**
 - iii. **Revenue.**

RESOLUTION 55.3/2014

CARRIED

5.2 Road Funding Campaign (01-004-06-0001 ZD)

WALGA RECOMMENDATION

That State Council:

1. Rescind resolution number 29.2/2014
2. Not proceed with a State wide road funding advertising campaign and continue with political advocacy for increased road funding as per Association policy.

Avon Midland Country Zone	WALGA Recommendation Supported
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	WALGA Recommendation Supported
Murchison Country Zone	WALGA Recommendation Supported (Flying Minute)
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

Moved: Mayor R Yuryevich
 Seconded Cr W Sanford

That State Council:

1. Rescind resolution number 29.2/2014
2. Not proceed with a State wide road funding advertising campaign and continue with political advocacy for increased road funding as per Association policy.

RESOLUTION 56.3/2014

CARRIED

5.3 Microeconomic Reform Inquiry Draft Report Submission (05-100-03-0001 PS)

WALGA RECOMMENDATION

That the Association's interim submission in response to the Economic Regulation Authority's Microeconomic Reform Inquiry Draft Report be endorsed.

Avon Midland Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	WALGA Recommendation Supported
Murchison Country Zone	WALGA Recommendation Supported (Flying Minute)
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

CENTRAL COUNTRY ZONE

That the Central Country Zone endorses the Association's interim submission in response to the Economic Regulation Authority's Microeconomic Reform Inquiry Draft Report subject to the following change:

In ERA recommendation 26 add in part b, after residential transfer duty the words "and rural transfer duty".

Moved: Cr G Amphlett
 Seconded: Cr L Short

That the Association's interim submission in response to the Economic Regulation Authority's Microeconomic Reform Inquiry Draft Report be endorsed subject to the following change:

- In ERA recommendation 26 add in part b, after "residential transfer duty" the words "and rural transfer duty".

RESOLUTION 57.3/2014

CARRIED UNANIMOUSLY

5.4 Draft Submission to the WA Planning Commission: Draft State Planning Policy 3.7 Planning for Bushfire Risk Management (05-024-02-0056CG)

WALGA RECOMMENDATION

That WALGA's submission to the WA Planning Commission regarding the Draft State Planning Policy 3.7 - Planning for Bushfire Risk Management and the Planning for Bushfire Risk Management Guidelines be endorsed.

Avon Midland Country Zone	WALGA Recommendation Supported
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	
Kimberley Zone	WALGA Recommendation Supported
Murchison Country Zone	WALGA Recommendation Supported (Flying Minute)
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

NORTH METROPOLITAN ZONE

That WALGA give consideration to the findings and recommendations made in the City of Wanneroo's submission to the WAPC and provided to WALGA on the 26 June 2014.

GREAT EASTERN COUNTRY ZONE

That the Great Eastern Country Zone does not support the WALGA recommendations as they relate to Agenda Items 5.4 and 5.5 because they have not been given an opportunity to discuss either issue as previously arranged.

SECRETARIAT COMMENT

North Metro comments noted and considered.

All Councils in the Great Eastern Zone have been afforded the same opportunities to provide comment and feedback on the concept paper through a regional workshop, summary briefing paper and survey.

An additional workshop was offered but was not incorporated in the Zones meeting schedule.

Moved: Cr D Thompson
Seconded: Mayor T Roberts

That WALGA's submission to the WA Planning Commission regarding the Draft State Planning Policy 3.7 - Planning for Bushfire Risk Management and the Planning For Bushfire Risk Management Guidelines be endorsed.

RESOLUTION 58.3/2014

CARRIED UNANIMOUSLY

5.5 DFES Concept Paper: Review of the Emergency Services Acts -WALGA Submission (05-024-02-0059 EF)
--

WALGA RECOMMENDATION

That the Association's submission on the Department of Fire and Emergency Services' *Concept Paper: Review of the Emergency Services Acts* recommending the following, be endorsed:

- a. That the new Emergency Services Act includes the risk mitigation obligations of State agencies, as well as those for Local Government and private landowners.
- b. That DFES undertakes a full assessment of the potential costs for State agencies, Local Government and private landowners associated with the new risk mitigation obligations outlined in the Concept Paper.
- c. That the State Government commits to identifying a sustainable funding option for risk mitigation activities and functions under the new Emergency Services Act. This should include a review of the future purpose and use of the Emergency Services Levy.
- d. That DFES commit to working in consultation with Local Governments and volunteer brigades to develop hazard-appropriate training for emergency services personnel.
- e. That any future DFES training program is adequately resourced to deliver training across Western Australia on an equitable basis, in line with local needs and schedules.
- f. That DFES work in consultation with Local Government Insurance Services and WALGA to explore the liability implications for Local Government in relation to risk mitigation activities prescribed in the new Emergency Services Act.
- g. That DFES makes a commitment to explore the cost and resource implications of expanding the legislation to include all hazards, and to develop a proposal to build capacity and resources to meet these requirements under the Act.
- h. That DFES undertakes further assessment and scenario planning on the streamlined risk mitigation strategies outlined in the Concept Paper to identify the potential risks to community safety, if the proposals were to be adopted.

Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Kimberley Zone	WALGA Recommendation Supported
Murchison Country Zone	WALGA Recommendation Supported (Flying Minute)
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

AVON MIDLAND COUNTRY ZONE

That the Zone recommends that the recommendation to State Council be amended –

- In Parts (a) and (b) – by including reference to Federal government agencies; and
- Adding new Part (i):

That DFES liaise with the Department of Planning and the WA Planning Commission regarding fire prone areas which are an impost to rural and regional development.

and that Association's submission on the Department of Fire and Emergency Services Concept Paper: Review of the Emergency Services Acts amended accordingly.

GREAT EASTERN COUNTRY ZONE

That the Great Eastern Country Zone does not support the WALGA recommendations as they relate to Agenda Items 5.4 and 5.5 because they have not been given an opportunity to discuss either issue as previously arranged.

GREAT SOUTHERN COUNTRY ZONE

Addition of Point i. to the Recommendation for Item 5.5 as follows:-

That DFES commit to working with Local Governments and volunteer fire brigades to manage the fire danger assessment process and the issuing of burning permits.

CENTRAL COUNTRY ZONE

1. That the Central Country Zone submit to WALGA the opinions as proposed in the Central Country Zone Summary on the preferred options as identified below.

Preferred Option Number	Details of Preferred Option
1.2.1	Retain the current ESL funding model
1.3.1	Collecting an emergency services levy from vessel owners
1.3.2	Collect an emergency services levy from motor vehicle owners
2.1.1	Abolish Fire Districts
2.3.1	Bush Fire Advisory Committees are removed from legislation and local government form hazard advisory committees to suit local needs
2.4.1	Emergency service powers are structured into general classes of powers (e.g. prevention; response; inspection; investigation and recovery)
2.5.1	Water may be taken as required to perform a function under the Act, but will be replenished as soon as practicable, in certain cases
2.7.1	Establish investigation as a function of the FES Commissioner and provide specifically for investigation powers
3.3.1	Making provision for local government responsibilities in respect of risk mitigation activities on its land or land it manages, controls or is under its care
3.4.1	Local government will have an obligation to take such mitigation steps as required by the FES Commissioner
3.6.1	Local government and specified State agencies must report to the FES Commissioner on items specified in the legislation and additional matters as may be required by the FES Commissioner
3.8.1	Empower local government to issue notices to owners and occupiers to require them to mitigate the risk associated with other specified natural hazards
3.9.1	Local government may require the development and implementation of a hazard management plan on private land
3.10.1	The FES Commissioner may require private landowners to conduct risk mitigation on private land
3.11.1	Replace Restricted and Prohibited Burning Times with a single Fire Danger Period

3.13.1	Allow for an automatic exemption to undertake an activity during a Total Fire Ban if the prescribed conditions are met. The person must notify DFES and local government of their intent to undertake the exempted activity
3.14.1	Remove all reference to Fire Danger Forecasts
3.15.1	Replace Gazettal requirement with the FES Commissioner's certificate of proof
3.19.1	The FES Commissioner has the power to provide a system that must be compiled with in the case of every Prescribed Burn
3.20.1	In the case of any conflict between the new emergency services Act (including any legislated guideline, notice or direction issued in terms of the Act) and any other prescribed Act, the new emergency service Act will prevail
3.22.1	Empower the FES Commissioner to designate hazard prone areas
4.3.1	Provide a set of minimum administrative requirements, that apply to all BGUs
4.4.1	Discipline and conduct matters handled at BGU level in line with minimum specified requirements with some matters to be escalated to the FES Commissioner
4.9.1	Local government may, by agreement with DFES, hand over responsibility for a BFB to DFES
4.9.2	DFES may take responsibility for a BFB under certain circumstances without agreement from local government
4.9.3	The FES Commissioner may establish (or disband) a BFB
4.9.4	Local government cannot establish (or disband) a BFB without the approval of the FES Commissioner
8.1.1	Retain existing coverage for anything a person has done in good faith 'in the performance or purported performance of a function under the emergency services Acts'
8.5.1	Emergency services legislation remains silent on burden of proof

- 2 That the Central Country Zone request that WALGA investigate potential for the fire fighting services of the Department of Parks and Wildlife (DPAW) to be transferred to the Department of Fire and Emergency Services (DFES) so that all fire fighting capabilities are incorporated into one emergency service arrangement to avoid "blurred" lines of responsibility and that the funding for the DPAW operations should be transferred to DFES and not be a raised through the Emergency Services Levy.

**Moved: Cr M Wainwright
Seconded: Cr L Short**

- 1. That the Association's submission on the Department of Fire and Emergency Services' *Concept Paper: Review of the Emergency Services Acts* recommending the following, be endorsed:**
 - a. That the new Emergency Services Act includes the risk mitigation obligations of State agencies, as well as those for Local Government and private landowners.**
 - b. That DFES undertakes a full assessment of the potential costs for State agencies, Local Government and private landowners associated with the new risk mitigation obligations outlined in the Concept Paper.**
 - c. That the State Government commits to identifying a sustainable funding option for risk mitigation activities and functions under the new Emergency Services Act. This should include a review of the future purpose and use of the Emergency Services Levy.**
 - d. That DFES commit to working in consultation with Local Governments and volunteer brigades to develop hazard-appropriate training for emergency services personnel.**
 - e. That any future DFES training program is adequately resourced to deliver training across Western Australia on an equitable basis, in line with local needs and schedules.**
 - f. That DFES work in consultation with Local Government Insurance Services and WALGA to explore the liability implications for Local Government in relation to risk mitigation activities prescribed in the new Emergency Services Act.**
 - g. That DFES makes a commitment to explore the cost and resource implications of expanding the legislation to include all hazards, and to develop a proposal to build capacity and resources to meet these requirements under the Act.**
 - h. That DFES undertakes further assessment and scenario planning on the streamlined risk mitigation strategies outlined in the Concept Paper to identify the potential risks to community safety, if the proposals were to be adopted.**
 - i. That WALGA liaise with DFES, Department of Planning and WA Planning Commission about the potential impacts of the increased planning requirements in rural areas on regional development.**

RESOLUTION 59.3/2014

CARRIED UNANIMOUSLY

PROCEDURAL MOTION

Moved: Cr P Blight

Seconded: Mayor H Zelones

That the following Central Country Zone item be referred to Item 8 – ‘Additional Zone Resolutions’

“That the Central Country Zone request that WALGA investigate potential for the fire fighting services of the Department of Parks and Wildlife (DPAW) to be transferred to the Department of Fire and Emergency Services (DFES) so that all fire fighting capabilities are incorporated into one emergency service arrangement to avoid “blurred” lines of responsibility and that the funding for the DPAW operations should be transferred to DFES and not be raised through the Emergency Services Levy.”

RESOLUTION 60.3/2014

CARRIED

5.6 Regional Planning and Infrastructure Frameworks - Goldfields- Esperance, Wheatbelt, South West, Great Southern and Kimberley Regions (05-036-03-0039 to 05-036-03-0042 VJ)

WALGA RECOMMENDATION

That the Association's interim submission to the WA Planning Commission for the five Regional Planning and Infrastructure Frameworks; Goldfields- Esperance, Wheatbelt, South West, Great Southern and Kimberley; be endorsed.

Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	WALGA Recommendation Supported
Murchison Country Zone	WALGA Recommendation Supported (Flying Minute)
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

GOLDFIELDS ESPERANCE COUNTRY ZONE

That the Association's interim submission to the WA Planning Commission for the five Regional Planning and Infrastructure Frameworks; Goldfields-Esperance, Wheatbelt, South West, Great Southern and Kimberley; be endorsed, subject to the Department of Planning being requested to :

- (a) Include an end date and/or review date for all Planning and Infrastructure Frameworks to ensure currency;
- (b) Ensure alignment between the Vision and Strategic Objectives in the Goldfields-Esperance Planning and Infrastructure Framework;
- (c) Provide greater recognition within the Goldfields-Esperance Planning and Infrastructure Framework of the heritage diversity that exists across the region;
- (d) Accurately reflect within the various Frameworks the funding streams now covered by the Royalties for Regions Program. In the context of the Esperance Goldfields region, the Goldfields Esperance Planning and Infrastructure Framework should also identify any region specific funding coming into the Goldfields-Esperance region;
- (e) Include maps detailing the following information, where relevant, within the Framework:
 - Mineral deposits;
 - New arable land suitable for cropping;
 - Wetlands and waterways;
 - Economic activity areas;
 - Urban catchments; and
 - Land with significant conservation values.

Such information, particularly when reviewed regularly, will assist local governments to plan at the local level with a full understanding of the State's requirements and interests; and Liaise with the five relevant Development Commissions to ensure a strong correlation between the Regional Planning and Infrastructure Frameworks and the respective "Economic Blueprints" that allows both documents to be used as complementary tools.

AVON MIDLAND COUNTRY ZONE

That the Zone support the recommendation to State Council and that the Zone requests that WALGA's submission to the WA Planning Commission be amended in Appendix 1, WALGA's response to the Aviation Strategy for the Wheatbelt, to include Cunderdin airport (before Kalgoorlie or Geraldton) as the emergency alternative airport and the need to link the emergency airport with rail efficiencies.

GREAT EASTERN COUNTRY ZONE

That the Association's interim submission to the WA Planning Commission for the five Regional Planning and Infrastructure Frameworks; Goldfields-Esperance, Wheatbelt, South West, Great Southern and Kimberley; be endorsed, subject to the Department of Planning being requested to :

1. Include an end date and/or review date for all Planning and Infrastructure Frameworks to ensure currency; and
2. Liaise with the five relevant Development Commissions to ensure a strong correlation between the Regional Planning and Infrastructure Frameworks and the respective "Economic Blueprints" that allows both documents to be used as complementary tools.

CENTRAL COUNTRY ZONE

That the Association's interim submission to the WA Planning Commission for the five Regional Planning and Infrastructure Frameworks; Goldfields-Esperance, Wheatbelt, South West, Great Southern and Kimberley; be endorsed, subject to the Department of Planning being requested to liaise with the five relevant Development Commissions to ensure a strong correlation between the Regional Planning and Infrastructure Frameworks and the respective "Blueprints" that allows both documents to be used as complementary tools.

Moved: Mayor R Yuryevich
Seconded: Cr E O'Connell

1. That the Association's interim submission to the WA Planning Commission for the five Regional Planning and Infrastructure Frameworks; Goldfields- Esperance, Wheatbelt, South West, Great Southern and Kimberley; be endorsed. subject to the Department of Planning being requested to :

- (a) Include an end date and/or review date for all Planning and Infrastructure Frameworks to ensure currency;
- (b) Ensure alignment between the Vision and Strategic Objectives in all Planning and Infrastructure Frameworks;
- (c) Provide greater recognition within the Goldfields-Esperance Planning and Infrastructure Framework of the heritage diversity that exists across the region;
- (d) Accurately reflect within the various Frameworks the funding streams now covered by the Royalties for Regions Program.
- (e) Include maps detailing the following information, where relevant, within the Framework:
 - Mineral deposits;
 - New arable land suitable for cropping;
 - Wetlands and waterways;
 - Economic activity areas;
 - Urban catchments; and
 - Land with significant conservation values.

Such information, particularly when reviewed regularly, will assist local governments to plan at the local level with a full understanding of the State's requirements and interests; and

Liaise with the five relevant Development Commissions to ensure a strong correlation between the Regional Planning and Infrastructure Frameworks and the respective "Economic Blueprints" that allows both documents to be used as complementary tools.

RESOLUTION 61.3/2014

CARRIED UNANIMOUSLY

5.7 Local Government and Emergency Management in Remote Aboriginal Communities (06-069-01-0001 EF)

WALGA RECOMMENDATION

1. That State Council notes the Local Government and Emergency Management in Remote Communities Report prepared by Winteractive Consultants and WALGA's Summary Report.
2. That State Council endorses the recommendations in the WALGA Summary Report:
 - a. That WALGA advocate for increased State support for building emergency management capacity within remote Aboriginal communities.
 - b. That WALGA develop and distribute a template Aboriginal Community Checklist for Local Governments to include in their Local Emergency Management Arrangements; and
 - c. That WALGA strongly articulate to the State that, while Local Government recognises that there is a need to build emergency management capacity within remote Aboriginal communities, this must be led by the State, as the role of Local Government is to support community preparedness through Local Emergency Management Committees and the development of inclusive Local Emergency Management Arrangements.

Avon Midland Country Zone	WALGA Recommendation Supported
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	WALGA Recommendation Supported
Murchison Country Zone	WALGA Recommendation Supported (Flying Minute)
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

GOLDFIELDS ESPERANCE COUNTRY ZONE

That the following be added to the WALGA Recommendation;

3. That until all matters associated with the future delivery of local government services to discrete indigenous communities are resolved local government should not have any involvement in Local Emergency Management Arrangements within these communities.

KIMBERLEY ZONE

Requests that the Department of Local Government and Communities reforms the remote Aboriginal Technical Groups to review and report on works previously undertaken as a matter of urgency.

Moved: Cr C Mitchell

Seconded: Mayor R Yuryevich

- 1. That State Council notes the Local Government and Emergency Management in Remote Communities Report prepared by Winteractive Consultants and WALGA's Summary Report.**
- 2. That State Council endorses the recommendations in the WALGA Summary Report:**
 - a. That WALGA advocate for increased State support for building emergency management capacity within remote Aboriginal communities.**
 - b. That WALGA develop and distribute a template Aboriginal Community Checklist for Local Governments to include in their Local Emergency Management Arrangements; and**
 - c. That WALGA strongly articulates to the State that, while Local Government recognises that there is a need to build emergency management capacity within remote Aboriginal communities, this must be led by the State, as the role of Local Government is to support community preparedness through Local Emergency Management Committees and the development of inclusive Local Emergency Management Arrangements.**
- 3. That all matters associated with the future delivery of Local Government services to discrete aboriginal communities should be resolved as a priority prior to the formalisation of any Local Government involvement in Emergency Management arrangements with these communities.**

RESOLUTION 62.3/2014

CARRIED UNANIMOUSLY

5.8 Patient Assisted Travel Scheme Inquiry (05-031-01-0001JH)

WALGA RECOMMENDATION

That WALGA's interim submission to the Standing Committee on Public Administration's Parliamentary Inquiry into the State Government's Patient Assisted Travel Scheme (PATS) be endorsed.

Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	WALGA Recommendation Supported
Murchison Country Zone	WALGA Recommendation Supported (Flying Minute)
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

AVON MIDLAND COUNTRY ZONE

That the Zone support the recommendation to State Council and that the Zone request that the Association's interim submission to Patient Assisted Travel Scheme inquiry be amended to include reference to the need for the scheme to be available to all residents of local governments outside of the metropolitan area and that there be no requirement to travel a specified distance to access the medical specialist service.

Moved: Cr F Reid

Seconded: Cr K Chappel

That WALGA's interim submission to the Standing Committee on Public Administration's Parliamentary Inquiry into the State Government's Patient Assisted Travel Scheme (PATS) be endorsed.

RESOLUTION 63.3/2014

CARRIED UNANIMOUSLY

5.9 Local Government Communiqué on Future Service Delivery to Discrete Aboriginal Communities (05-032-02-0010 JH)

WALGA RECOMMENDATION

1. That the Local Government Communiqué for Service Delivery to Aboriginal Communities (2012) is reaffirmed as the sector's position in July 2014;
2. That the 2012 Communiqué be sent to the Hon Nigel Scullion, Federal Minister for Indigenous Affairs; the Hon Peter Collier, WA Minister for Aboriginal Affairs; and the Hon Tony Simpson, Minister for Local Government and Communities; with correspondence seeking a commitment from (as appropriate):
 - a. The Office of Prime Minister and Cabinet advising how Western Australian Local Governments' concerns will be addressed through the Indigenous Advancement Strategy and Remote Network in accordance with the WALGA Communiqué (2014);
 - b. The Department of Aboriginal Affairs providing advice on how Local Government concerns are currently considered and addressed through the Aboriginal Affairs Cabinet Subcommittee (AASC);
 - c. Inclusion of the Department of Local Government and Communities (DLGC) on the Aboriginal Affairs Communities Subcommittee;
 - d. Inclusion of a WALGA representative on the Aboriginal Affairs Coordinating Committee (AACC);
 - e. The Aboriginal Affairs Coordinating Committee establishing a Subcommittee for Local Government to provide policy and operational advice to the AACC and AASC on Local Government matters.

Avon Midland Country Zone	WALGA Recommendation Supported
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	WALGA Recommendation Supported
Murchison Country Zone	WALGA Recommendation Supported (Flying Minute)
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

Moved: Mayor H Zelones
Seconded: Cr G Amphlett

1. That the Local Government Communiqué for Service Delivery to Aboriginal Communities (2012) is reaffirmed as the sector's position in July 2014;
2. That the 2012 Communiqué be sent to the Hon Nigel Scullion, Federal Minister for Indigenous Affairs; the Hon Peter Collier, WA Minister for Aboriginal Affairs; and the Hon Tony Simpson, Minister for Local Government and Communities; with correspondence seeking a commitment from (as appropriate):
 - a. The Office of Prime Minister and Cabinet advising how Western Australian Local Governments' concerns will be addressed through the Indigenous Advancement Strategy and Remote Network in accordance with the WALGA Communiqué (2014);
 - b. The Department of Aboriginal Affairs providing advice on how Local Government concerns are currently considered and addressed through the Aboriginal Affairs Cabinet Subcommittee (AACS);
 - c. Inclusion of the Department of Local Government and Communities (DLGC) on the Aboriginal Affairs Communities Subcommittee;
 - d. Inclusion of a WALGA representative on the Aboriginal Affairs Cabinet Subcommittee (AACS);
 - e. The Aboriginal Affairs Coordinating Committee establishing a Subcommittee for Local Government to provide policy and operational advice to the AACC and AASC on Local Government matters.

AMENDMENT

Moved: Cr C Mitchell
Seconded: Mayor L Howlett

- f. Request that the Department of Local Government and Communities reconvenes the Remote Aboriginal Technical Groups to review and report on works previously undertaken as a matter of urgency

Motion as amended was put and

RESOLUTION 64.3/2014

CARRIED UNANIMOUSLY

5.10 WALGA Submission – Review of Contaminated Sites Act 2003 (05-020-01-001 MB)

WALGA RECOMMENDATION

That State Council endorse the Western Australian Local Government Association's attached interim submission - Review of the *Contaminated Sites Act 2003*.

Avon Midland Country Zone	WALGA Recommendation Supported
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	WALGA Recommendation Supported
Murchison Country Zone	WALGA Recommendation Supported (Flying Minute)
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	WALGA Recommendation Supported

Moved: Cr G Amphlett
Seconded: Cr M Wainwright

That State Council endorse the Western Australian Local Government Association's attached interim submission - Review of the *Contaminated Sites Act 2003*.

RESOLUTION 65.3/2014

CARRIED

**MATTERS FOR CONSIDERATION BY STATE COUNCILLORS
(UNDER SEPARATE COVER)**

5.11 Selection Committee Minutes (01-006-03-0011 MD)

Moved: Cr L Craigie
Seconded: Mayor L Howlett

That the recommendations from the Selection Committee meeting minutes dated 26 June 2014 be endorsed by State Council.

RESOLUTION 66.3/2014

CARRIED UNANIMOUSLY

5.11.1 Selection Committee Interview Report (01-006-03-0011) MD

Moved: Cr L Craigie
Seconded: Cr F Reid

That the recommendation from the Selection Committee Interview Panel to appoint Mr Aaron Cook, Town of Narrogin, to the Local Government Self Insurance Board as Senior Officer Member be endorsed.

RESOLUTION 67.3/2014

CARRIED UNANIMOUSLY

5.12 Finance & Services Committee Minutes (01-006-03-0006 TB)

Moved: Cr K Chappel
Seconded: Mayor H Zelones

That:

1. That the Minutes of the Finance and Services Committee meeting of 25 June 2014 be endorsed;
2. The 2014/15 Governance Budget for the Association as recommended by the Finance and Services Committee be endorsed;
3. Membership subscriptions totalling \$2,111,883 as recommended by the Finance and Services Committee be endorsed as the appropriate charge for 2014/15 by application of the adopted subscriptions formula.

Voting Requirement: **ABSOLUTE MAJORITY**

RESOLUTION 68.3/2014

CARRIED UNANIMOUSLY

5.13 Honours Panel Committee Minutes (01-006-03-0006 AF)

Mayor Zelones, Cr Wainwright, Cr Barrett departed the meeting at 5.04pm

Moved: Cr L Craigie
Seconded: Mayor L Howlett

That the minutes of the Honours Panel meeting held on 28 May 2014 be received.

RESOLUTION 69.3/2014

CARRIED UNANIMOUSLY

Mayor Zelones, Cr Wainwright, Cr Barrett returned to the meeting at 5.07pm

5.14 Use of the Association's Common Seal (01-004-07-0001 RB)

Moved: Mayor C Adams
 Seconded: Cr C Mitchell

That the use of the Association's common seal for the following purposes be noted:

Document	Document Description	Signatory	State Council prior approval
Irrevocable Authority	Irrevocable Authority	Mayor Troy Pickard Ricky Burges QUBE Railway Parade Pty Ltd	No
Set-off Agreement (January 2012)	Set-off Agreement	Bank of Western Australia Ltd QUBE Railway Parade Pty Ltd WALGA as trustee for the Local Government House Trust	No
Bankwest General Security Interest – Details	General Security	Bank of Western Australia Ltd WALGA – Local Government House Trust	No
Facility Agreement	Facility Agreement	Commonwealth Bank of Australia trading as Bankwest QUBE Railway Parade Pty Ltd WALGA as trustee for the Local Government House Trust	No

RESOLUTION 70.3/2014

CARRIED UNANIMOUSLY

6. MATTERS FOR NOTING / INFORMATION

6.1 WA Planning Commission's Summary of Submissions – Planning makes it Happen: Phase 2 (05-036-03-0037 VJ)

WALGA RECOMMENDATION

That State Council note the WA Planning Commission's Summary of Submissions – Planning makes it Happen: Phase 2.

Avon Midland Country Zone	WALGA Recommendation Noted
Central Country Zone	WALGA Recommendation Noted
Central Metropolitan Zone	WALGA Recommendation Noted
East Metropolitan Zone	WALGA Recommendation Noted
Gascoyne Zone	WALGA Recommendation Noted
Goldfields Esperance Country Zone	WALGA Recommendation Noted
Great Eastern Country Zone	WALGA Recommendation Noted
Great Southern Country Zone	WALGA Recommendation Noted
Kimberley Zone	WALGA Recommendation Noted
Murchison Country Zone	WALGA Recommendation Noted
North Metropolitan Zone	WALGA Recommendation Noted
Northern Country Zone	WALGA Recommendation Noted
Peel Zone	WALGA Recommendation Noted
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Noted
South Metropolitan Zone	WALGA Recommendation Noted
South West Country Zone	WALGA Recommendation Noted

Moved: Mayor R Yuryevich
Seconded: Mayor L Howlett

That State Council note the WA Planning Commission's Summary of Submissions – Planning makes it Happen: Phase 2.

RESOLUTION 71.3/2014

CARRIED UNANIMOUSLY

6.2 Rating Exemptions for Land Used Exclusively for Charitable Purposes (05-034-01-0007JMc)

WALGA RECOMMENDATION

That the item 'Rating Exemptions for Land Used Exclusively for Charitable Purposes' be noted.

Avon Midland Country Zone	WALGA Recommendation Noted
Central Country Zone	WALGA Recommendation Noted
Central Metropolitan Zone	WALGA Recommendation Noted
East Metropolitan Zone	WALGA Recommendation Noted
Gascoyne Zone	WALGA Recommendation Noted
Goldfields Esperance Country Zone	WALGA Recommendation Noted
Great Eastern Country Zone	WALGA Recommendation Noted
Great Southern Country Zone	WALGA Recommendation Noted
Kimberley Zone	WALGA Recommendation Noted
Murchison Country Zone	WALGA Recommendation Noted
North Metropolitan Zone	WALGA Recommendation Noted
Northern Country Zone	WALGA Recommendation Noted
Peel Zone	WALGA Recommendation Noted
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Noted
South Metropolitan Zone	WALGA Recommendation Noted
South West Country Zone	WALGA Recommendation Noted

Moved: Mayor R Yuryevich
Seconded: Mayor L Howlett

That the item 'Rating Exemptions for Land Used Exclusively for Charitable Purposes' be noted.

RESOLUTION 72.3/2014

CARRIED UNANIMOUSLY

6.3 Cessation of the Local Biodiversity Program (06-005-001-004 MJB)

WALGA RECOMMENDATION

That State Council note:-

- the cessation of the Association grant funded Local Biodiversity Program
- acknowledge the significant contribution the program has made to improved land use planning and environmental management outcomes for local government.
- the proposed continuation (subject to State Council approval of the 2014/15 Association budget) of the Environmental Planning Tool and the Natural Area Managers Forums under a subscription based model for the 2014/15 financial year.

Avon Midland Country Zone	WALGA Recommendation Noted
Central Country Zone	WALGA Recommendation Noted
Central Metropolitan Zone	WALGA Recommendation Noted
East Metropolitan Zone	WALGA Recommendation Noted
Gascoyne Zone	WALGA Recommendation Noted
Goldfields Esperance Country Zone	WALGA Recommendation Noted
Great Eastern Country Zone	WALGA Recommendation Noted
Great Southern Country Zone	WALGA Recommendation Noted
Kimberley Zone	WALGA Recommendation Noted
Murchison Country Zone	WALGA Recommendation Noted
North Metropolitan Zone	WALGA Recommendation Noted
Northern Country Zone	WALGA Recommendation Noted
Peel Zone	WALGA Recommendation Noted
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Noted
South Metropolitan Zone	WALGA Recommendation Noted
South West Country Zone	WALGA Recommendation Noted

Moved: Mayor R Yuryevich
 Seconded: Mayor L Howlett

That State Council note:-

- the cessation of the Association grant funded Local Biodiversity Program
- acknowledge the significant contribution the program has made to improved land use planning and environmental management outcomes for local government.
- the proposed continuation (subject to State Council approval of the 2014/15 Association budget) of the Environmental Planning Tool and the Natural Area Managers Forums under a subscription based model for the 2014/15 financial year.

RESOLUTION 73.3/2014

CARRIED UNANIMOUSLY

6.4 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)
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WALGA RECOMMENDATION

That the resolutions of the Municipal Waste Advisory Council at its 19 February and 22 April 2014 meetings be noted.

Avon Midland Country Zone	WALGA Recommendation Noted
Central Country Zone	WALGA Recommendation Noted
Central Metropolitan Zone	WALGA Recommendation Noted
East Metropolitan Zone	WALGA Recommendation Noted
Gascoyne Zone	WALGA Recommendation Noted
Goldfields Esperance Country Zone	WALGA Recommendation Noted
Great Eastern Country Zone	WALGA Recommendation Noted
Great Southern Country Zone	WALGA Recommendation Noted
Kimberley Zone	WALGA Recommendation Noted
Murchison Country Zone	WALGA Recommendation Noted
North Metropolitan Zone	WALGA Recommendation Noted
Northern Country Zone	WALGA Recommendation Noted
Peel Zone	WALGA Recommendation Noted
Pilbara Zone	Meeting Held Prior to Agenda Distribution
South East Metropolitan Zone	WALGA Recommendation Noted
South Metropolitan Zone	WALGA Recommendation Noted
South West Country Zone	WALGA Recommendation Noted

Moved: Mayor R Yuryevich
Seconded: Mayor L Howlett

That the resolutions of the Municipal Waste Advisory Council at its 19 February and 22 April 2014 meetings be noted.

RESOLUTION 74.3/2014

CARRIED UNANIMOUSLY

7. ORGANISATIONAL REPORTS

7.1 Key Activity Reports

7.1.1 Report on Key Activities, Environment and Waste (01-006-03-0017 MJB)

Moved: Cr F Reid
Seconded: Mayor T Roberts

That the Key Activities Report from the Environment and Waste Unit to the July 2014 State Council meeting be noted.

RESOLUTION 75.3/2014

CARRIED UNANIMOUSLY

7.1.2 Report on Key Activities, Governance and Strategy (01-006-03-0007 TB)

Moved: Cr F Reid
Seconded: Mayor T Roberts

That the Key Activities Report from the Governance and Strategy Unit to the July 2014 State Council meeting be noted.

RESOLUTION 76.3/2014

CARRIED UNANIMOUSLY

7.1.3. Report on Key Activities, Infrastructure (05-001-02-0003 ID)

Moved: Cr F Reid
Seconded: Mayor T Roberts

That the Key Activities Report from the Infrastructure Unit to the July 2014 State Council meeting be noted.

RESOLUTION 77.3/2014

CARRIED UNANIMOUSLY

7.1.4 Report on Key Activities, Planning and Community Development (01-006-03-0014 AH)

Moved: Cr F Reid
Seconded: Mayor T Roberts

That the Key Activities Report from the Planning and Community Development Unit to July 2014 State Council meeting be noted.

RESOLUTION 78.3/2014

CARRIED UNANIMOUSLY

7.2 Policy Forum Report (01-006-03-0007 TB)

Moved: Cr M Wainwright
Seconded: Cr K Chappel

That the report on the key activities of the Association's Policy Forums to the July 2014 State Council meeting be noted.

RESOLUTION 79.3/2014

CARRIED UNANIMOUSLY

7.3 President's Report

Moved: Cr W Barrett
Seconded: Cr C Mitchell

That the President's Report for July 2014 be received.

RESOLUTION 80.3/2014

CARRIED UNANIMOUSLY

7.4 CEO's Report

Moved: Cr S Broad
Seconded: Cr R Winzer

That the CEO's Report for July 2014 be received.

RESOLUTION 81.3/2014

CARRIED UNANIMOUSLY

8. ADDITIONAL ZONE RESOLUTIONS

Moved: Mayor L Howlett
Seconded: Cr M Wainwright

That the additional Zone Resolutions from the June 2014 round of Zone meetings as follows be referred to the appropriate policy area for consideration.

RESOLUTION 82.3/2014

CARRIED UNANIMOUSLY

AVON MIDLAND COUNTRY ZONE (Governance)

Zone Tax Offset Reform

- (a) That the Zone seek the support of those WALGA Zones within the Zone A and Zone B Tax Offset areas to urge State Council to adopt Zone Tax Offset amounts for advocacy to the Federal Government which are based on indexation of the amounts from the year they had been originally introduced; and
- (b) That the Zone urge State Council to review the increases to the Zone Tax Offset amounts set out in its resolution of 2 May 2014 (resolution 31.2/2014) and recommends that the amounts be based on indexation from the date the offsets were originally introduced.

Regional Development Australia Wheatbelt (Planning & Community)

That the Zone request the WA Local Government Association to advocate for the retention of the Youth Connections Program.

SOUTH WEST COUNTRY ZONE (Infrastructure)

Street Lighting – Shire of Capel

That WALGA be requested to lobby the State Government to:

1. Provide justification for the proposed increases in street light tariffs or increased transparency in street lighting costs and the tariffs charged
2. Introduce competition in the street lighting sector, by allowing other street lighting providers to participate and other electricity providers to supply power for Local Government owned streetlights
3. Require Western Power to offer other energy efficient street lighting options, such as LEDs
4. Require Western Power to offer a subsidised cost to Local Governments to changeover 80W mercury vapour street lights to 42W CFLs or 25W LEDs, recognising that major lighting companies will soon stop making mercury vapour lamps.

Clearing of Native Vegetation (Environment)

That WALGA be asked to seek alignment between the provisions of State Planning Policy 3.7 and the clearing requirements under the DER policy.

CENTRAL COUNTRY ZONE (Community)

Gap Payment to Childcare Centres for Indigenous and at Risk Children – Shire of Brookton

1. That the Central Country Zone write to the relevant State and Federal Minister requesting them to:
 - a) Increase the overall investment in Early Childhood Education and Care (ECEC) because it delivers social and economic returns and creates a strong foundation for a child's future schooling and employment prospects.

- b) Reform the payments system to ensure all children can access ECEC but provide additional assistance to Childcare Centres serving low income and indigenous families and vulnerable children.

2. That WALGA be advised of this action and requested to support this initiative.

PEEL COUNTRY ZONE (Governance)

Local Government Reform

In view of the uncertainty which surrounds the structural reform agenda and the State Government's refusal to fully fund the transition costs of proposed amalgamations, the Zone requests WALGA to:

1. Call on the State Government to provide funding of up to \$100 million to be placed immediately in a reserve fund set aside for structural reform and that failing any meaningful financial commitment from the State Government, it is suggested that WALGA cease any collaborative involvement in the State Government's reform agenda, effective forthwith; and
2. Call on all country local governments not to enter into any structural reform agenda in collaboration with the State Government in the absence of any guaranteed and meaningful funding for both the current metropolitan structural reform agenda and any future structural reform agenda for country local governments.

CENTRAL METROPOLITAN ZONE (Governance)

Metropolitan Local Government Reform Funding

In view of the uncertainty which surrounds the structural reform agenda and the State Government's refusal to fully fund the transition costs of proposed amalgamations, the Central Metropolitan Zone requests WALGA to:

1. Call on the State Government to provide funding of up to \$100m to be placed immediately in a reserve fund set aside for structural reform and that failing any meaningful financial commitment from the State Government, WALGA cease any collaborative involvement in the State Government's reform agenda effective forthwith.
2. Call on all metropolitan local governments to follow WALGA's lead by also ceasing any collaborative involvement in the State Government's reform agenda.
3. Call on all country Local Governments not to enter into any structural reform agenda in collaboration with the State Government in the absence of any guaranteed and meaningful funding for both the current metropolitan structural reform agenda and any future structural reform agenda for country Local Governments.

EAST METROPOLITAN ZONE (Governance)

Metropolitan Local Government Reform Funding

That WALGA:

1. Call on the State Government to provide funding of no less than \$100million to be placed immediately in a reserve fund set aside for the structural reform and that failing any meaningful financial commitment from the State Government, call on WALGA to cease any collaborative involvement in the State Government's reform agenda effective forthwith.
2. If the funding is not provided, call on all Country Local Governments not to enter into any structural reform agenda in collaboration with the State Government in the absence of any guaranteed and meaningful funding for any future structural reform agenda for Country Local Governments.

SOUTH EAST METROPOLITAN ZONE (Governance)

Metropolitan Local Government Reform Funding

That the South East Metropolitan Zone requests State Council to establish an operating fund with the objectives of:

1. Raising the profile of Local Government reform with the ‘public at large’ and the State Government;
2. Increasing the awareness of the ‘public at large’ and the State Government regarding the lack of State funding to deliver local government reform; and
3. Call on the State Government to provide cash funding of between \$65m to \$100m to be placed immediately in a reserve fund set aside for structural reform.
4. Failure to obtain any meaningful financial commitment from the State Government;
 - 4.1 WALGA cease any collaborative involvement in the State Government’s reform agenda effective forthwith.
 - 4.2 Call on all Metropolitan Local Governments to follow WALGA’s lead by also ceasing any collaborative involvement in the State Government’s reform agenda.
 - 4.3 Call on all Country Local Governments not to enter into any structural reform agenda in collaboration with the State Government in the absence of any guaranteed and meaningful funding for both the current metropolitan structural reform agenda and any future structural reform agenda for Country Local Governments.

Metropolitan Local Government Reform

The South East Metropolitan Zone urges State Council, at its meeting of 2 July 2014, to express its extreme concern and deep disappointment to the State Government at its flawed Metropolitan Local Government reform process; that it lacks transparency, clarity and a genuine desire to reform metropolitan Local Government for the betterment of the sector and the communities they serve.

SOUTH METROPOLITAN ZONE (Governance)

Metropolitan Local Government Reform Funding

The South Metropolitan Zone request WALGA to undertake the following:

1. Call on the State Government to provide funding of up to \$100m to be placed immediately in a reserve fund set aside for structural reform and that failing any meaningful financial commitment from the State Government, WALGA cease any collaborative involvement in the State Government’s reform agenda effective forthwith.
2. Call on all metropolitan local governments to follow WALGA’s lead by also ceasing any collaborative involvement in the State Government’s reform agenda.
3. Call on all country local governments not to enter into any structural reform agenda in collaboration with the State Government in the absence of any guaranteed and meaningful funding for both the current metropolitan structural reform agenda and any future structural reform agenda for country local governments.

CENTRAL COUNTRY ZONE (Community)

Review of Emergency Services Act

That the Central Country Zone request that WALGA investigate potential for the fire fighting services of the Department of Parks and Wildlife (DPAW) to be transferred to the Department of Fire and Emergency Services (DFES) so that all fire fighting capabilities are incorporated into one emergency service arrangement to avoid “blurred” lines of responsibility and that the funding for the DPAW operations should be transferred to DFES and not be raised through the Emergency Services Levy.

9. MEETING ASSESSMENT

Mayor Heather Henderson provided feedback as to the effectiveness of the meeting.

10. DATE OF NEXT MEETING

That the next meeting of the Western Australia Local Government Association State Council be held in the Boardroom at WALGA, 170 Railway Parade West Leederville, on Wednesday 3 September 2014 commencing 4pm.

11. CLOSURE

Meeting declared closed at 6.08pm.



MINUTES

ORDINARY COUNCIL MEETING

TIME: 5.30PM

THURSDAY 3 JULY 2014

CITY OF STIRLING

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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Prior to taking their seats for the meeting each member elected by the Member Councils, made the required Declaration of Elected Member for the position of Councillor of the Mindarie Regional Council in accordance with the Transitional Provisions of the Local Government Act 1995 (Schedule 9.3) using s.702 of the Local Government Act 1960 (repealed).

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The CEO declared the meeting open at 5.32pm.

2 ELECTION OF CHAIR

The CEO advised Council that he had received a nomination from Cr Hollywood nominating Cr Fishwick for the Chairman's role. The nomination form contained Cr Fishwick's signature. The CEO asked if there were any further nominations. No further nominations were received.

Cr Fishwick was declared elected as Chairman unopposed and resumed the role of Chairman of the meeting.

Cr Re arrived at 5.35pm

The Chairman halted the meetings proceedings to allow Cr Re to make the required Declaration. On completion of the Declaration the proceedings were recommenced.

3 ELECTION OF DEPUTY CHAIR

The Chairman advised Council that three nominations for the Deputy Chairman position were received from Cr Stewart, Cr Driver and Cr Re (nominated by Cr Davidson). Cr Re confirmed acceptance of the nomination. The Chairman asked if there were any further nominations. No further nominations were received.

In accordance with the Transitional Provisions of the *Local Government Act 1995* (Schedule 9.3) an election was conducted using the relevant clauses of the *Local Government Act 1960 (repealed)*. Once the votes were counted the Chairman advised the Council that Cr Stewart received the required amount of votes and declared Cr Stewart elected as the Deputy Chairman.

4 ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Councillor Attendance

Cr R Fishwick JP (Chairman)	City of Joondalup
Cr B Stewart (Deputy Chairman)	City of Stirling
Cr J Bissett	Town of Victoria Park
Cr D Boothman	City of Stirling
Cr J Davidson OAM JP	City of Perth
Cr R Driver	City of Wanneroo
Cr K Hollywood	City of Joondalup
Cr D Newton JP	City of Wanneroo
Cr S Proud	City of Stirling
Cr E Re JP (<i>arrived at 5.35pm</i>)	City of Stirling
Cr S Withers	Town of Cambridge

Apologies

Cr J Carey

City of Vincent

MRC Officers

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

Member Council Observers

Mr A Murphy (City of Joondalup)
Mr C Pavitt (City of Wanneroo)
Mr D Forster (City of Perth)
Mr G Eves (City of Stirling)
Mr W Bow (Town of Victoria Park)
Cr Mike Norman (City of Joondalup)

Visitors

Nil

Members of the Public

Nil

Press

Nil

5 DECLARATION OF INTERESTS

Nil

6 PUBLIC QUESTION TIME

Nil

7 ANNOUNCEMENTS BY THE PRESIDING PERSON

The Chairman thanked Cr Bissett for his role as Deputy Chairman over the past two years.

The Chairman acknowledged Mr Geoff Eves, Director Infrastructure of the City of Stirling resignation and thanked him for the support he had provided to the Mindarie Regional Council during his term at the City of Stirling and wished him well in his future endeavours.

8 APPLICATIONS FOR LEAVE OF ABSENCE

- Cr Boothman from the 1st August 2014 to the 28th August 2014.
- Cr Davidson from the 29th August 2014 to the 4th October 2014.
- Cr Fishwick from the 6th August 2014 to the 23rd September 2014.
- Cr Withers from the 1st September 2014 to the 11th September 2014.

Cr Bissett moved, Cr Hollywood seconded

9 PETITIONS / DEPUTATIONS / PRESENTATIONS
--

Nil

10 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

10.1 ORDINARY COUNCIL MEETING – 24 APRIL 2014

The Minutes of the Ordinary Council Meeting held on 24 April 2014 have been circulated to members of the Council.

RESPONSIBLE OFFICER RECOMMENDATION

That the Minutes of the Ordinary Council Meeting of Council held on 24 April 2014 be confirmed as a true record of the proceedings.

RESOLVED

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

CARRIED UNANIMOUSLY (11/0)

10.2 SPECIAL COUNCIL MEETING – 26 JUNE 2014

The Minutes of the Special Council Meeting held on 26 June 2014 have been circulated to members of the Council.

RESPONSIBLE OFFICER RECOMMENDATION

That the Minutes of the Special Council Meeting of Council held on 26 June 2014 be confirmed as a true record of the proceedings.

RESOLVED

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

CARRIED UNANIMOUSLY (11/0)

11 CHIEF EXECUTIVE OFFICER REPORTS

11.1	FINANCIAL STATEMENTS FOR THE PERIODS ENDED 31 MARCH 2014 AND 30 APRIL 2014
File No:	FIN/5-04
Appendix(s):	Appendix No. 1 Appendix No. 2 Appendix No. 3
Date:	12 June 2014
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 March 2014 and 30 April 2014 and are attached at **Appendix No. 1 and 2** to this Item. The Tonnage Report for the 10 months to 30 April 2014 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.

Summary of results for the year to 30 April 2014

	Actual	Budget	Variance
	t	t	t
Tonnes – Members	297,086	303,392	(6,306)
Tonnes – Others	26,961	29,461	(2,500)
TOTAL TONNES	324,047	332,853	(8,806)
	\$	\$	\$
Revenue – Members	35,699,005	37,370,818	(1,671,813)
Revenue – Other	7,648,005	8,295,257	(647,252)
TOTAL REVENUE	43,347,010	45,666,075	(2,319,065)
Expenses	38,288,772	39,827,801	1,539,029
Profit on sale of assets	48,884	-	48,884
Loss on sale of assets	7,000	-	(7,000)
NET SURPLUS	5,100,122	5,838,274	(738,152)

Commentary

Member tonnes for the 10 months to April 2014 are 6,306t lower than budgeted, primarily as a result of changes to the phasings of the budgeted tonnes arising from the half year budget review process.

Non-member tonnes continue to lag behind the budget, primarily as a result of the lower than budgeted commercial tonnes. Commercial entities are always looking for more cost effective options. The MRC has held the underlying non-members' gate fee unchanged for the past two years in an attempt to stay competitive and is proposing to continue to do so in the 2014/15 budget.

Member revenue is below budget primarily as a result of the reduction in the members' gate fee from \$149/t to \$120/t in October 2013.

Expenses are also significantly below budget primarily as a result of reduced employee costs (\$321k), reduced consultant and contract labour expenditure (\$208K), reduced landfill expenses (\$523k), reduced RRF costs (\$187k) and reduced borrowing costs (\$140k).

VOTING REQUIREMENT

Simple Majority

RESPONSIBLE OFFICER RECOMMENDATION

That the Financial Statements set out in Appendix No. 1 and 2 for the months ended 31 March 2014 and 30 April 2014, respectively, be received.

RESOLVED

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

CARRIED UNANIMOUSLY (11/0)

11.2	LIST OF PAYMENTS MADE FOR THE MONTHS ENDED 31 MARCH 2014 AND 30 APRIL 2014
File No:	FIN/5-04
Appendix(s):	Appendix No. 4 Appendix No. 5
Date:	12 June 2014
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 March 2014 and 30 April 2014 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 5 September 2013, 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 March 2014	General Municipal	Cheques	\$166,909.09
		EFT	\$2,965,350.08
		DP	\$203,828.10
		Inter account transfers	\$1,300,000.00
		Total	\$4,636,087.27
30 April 2014	General Municipal	Cheques	\$112,202.55
		EFT	\$5,160,260.75
		DP	\$291,961.29
		Inter account transfers	\$1,500,000.00
		Total	\$7,064,424.59

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 March 2014 and 30 April 2014 be noted.

RESOLVED

Cr Boothman moved, Cr Stewart seconded

That the recommendation be adopted.

CARRIED UNANIMOUSLY (11/0)

11.3	CEO PERFORMANCE REVIEW COMMITTEE - ENGAGEMENT OF CONSULTANT TO ASSIST IN THE REVIEW OF THE CEOS PERFORMANCE
File No:	PER/79
Appendix(s):	Nil
Date:	19 May 2014
Responsible Officer:	HR OFFICER

SUMMARY

Report seeks approval to appoint a Consultant to assist the CEO Performance Review Committee in reviewing the CEO performance and remuneration as per current contract.

BACKGROUND

The current Chief Executive Officer, Brian Callander was appointed on 16 January 2012 for a (3) three year period. At the Ordinary Council Meeting 20 February 2014 the Council approved to extend the contract for a further 5 years from January 2015 to January 2020. The contract of employment requires Council to review the CEO's performance (clause 3.3) and remuneration (clause 5.5) annually.

At the Ordinary Council Meeting 20 June 2013 John Phillips from WALGA was appointed to assist the CEO Performance Review Committee conduct the annual review, which resulted in the following resolution of Council at its meeting on 5 September 2013:

"That Council:

- A. Approve the CEO's Performance Review Committee's recommendations as follows:*
- 1. Endorse the 2013 Performance Review Report for the CEO as contained in Attachment 1;*
 - 2. Endorse the overall rating of "Meets performance criteria and associated performance indicators at a highly satisfactory level";*
 - 3. Endorse the Key Result Areas and Objectives for 2013/2014 as follows:*
 - a. Develop key actions that will increase the rate of recycling, mitigate against market risk and reduce ongoing costs.*
 - b. Liaise with the Waste Authority and Regional Councils in providing a coordinated State waste management process to enable efficiencies in processing, and higher recycling rates.*
 - c. Develop a Strategic Waste Management Plan in conjunction with member Councils and in accordance with the requirements of the Waste Authority;*
 - d. In accordance with the Strategic Community Plan 2013/14 – 2033/34, and in conjunction with member Councils investigate solutions for:*
 - i. a new landfill site suitable for the development for a class 2 landfill; and,*
 - ii. a sorting shed designed to increase the amount of waste recycled and reused.*
-

e. *Develop Business Plans for 3.d.i and 3.d.ii (above) for consideration of Council.*

4. *Approve an increase to the CEO's remuneration package from \$XXXXXX to \$XXXXXX per annum, effective from the first pay period in July 2013.*

*CEO's remuneration value removed as it is negotiated under contract.

DETAIL

On 18 March 2014 request for quotation letters were sent out to four Specialist Human Resource Consultants seeking quotation for services to assist Council's CEO Performance Review Committee conduct the annual review of the CEO's performance and remuneration. At the time of closing the request for quotation on 4 April 2014 two quotes were received. The following table details the consultants that responded to the request and the price that was quoted:

No.	Consultant Name	Price (\$)
1	WALGA - John Phillips	3,000
2	Portland Broome	18,800

The CEO Performance Review Committee received the quotations by email on 16 April 2014 where they were presented for discussion and comment. The committee agreed to recommend to Council the appointment of John Phillips from WALGA to perform the CEO Performance Review.

CONSULTATION

NIL

STATUTORY ENVIRONMENT

NIL

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

The costs of engaging the consultant recommended by the Committee of \$3,000 is included in the 2014/15 Budget - Consultants - GL 5110.

STRATEGIC IMPLICATIONS

NIL

COMMENT

Submissions from consultants detailed the scope and process of work required to complete the CEO review. Submission two (2) provides work of greater depth outside the scope of work requested, reflected in the cost being \$15k higher. Submission one (1) John Phillips for WALGA meets the required scope of work at a reasonable cost to council.

VOTING REQUIREMENT

Simple Majority

RESPONSIBLE OFFICER RECOMMENDATION

That Council appoint John Phillips from WALGA to assist the CEO Performance Review Committee in reviewing the performance and remuneration of the Chief Executive Officer.

Cr Fishwick moved the following Alternative Motion

The Council appoints John Philips to assist the CEO Performance Review Committee in reviewing the Performance and remuneration of the Chief Executive Officer.

Cr Hollywood seconded

CARRIED UNANIMOUSLY (11/0)

REASON FOR THE ALTERNATIVE MOTION

Cr Fishwick advised that Mr Phillips recently resigned from WALGA to operate his own HR consultancy. Mr Phillips has advised that he will undertake the work at the same cost of \$3,000 as quoted when he was engaged by WALGA.

The Alternate Motion only removes "WALGA" from the Administration's recommendation due to Mr Phillips leaving that organisation. Mr Phillips has a proven track record of undertaking CEO reviews for many local governments and has been engaged by the MRC for the previous few years.

11.4	MEMBER COUNCIL MANAGEMENT OF RESIDUES FROM RECYCLING PROCESSES
File No:	WST/101-02
Appendix(s):	Nil
Date:	13 June 2014
Responsible Officer:	Chief Executive Officer

SUMMARY

The report seeks Council's consideration of providing an exemption for member councils from returning residues from their recycling activities to Tamala Park.

BACKGROUND

The City of Wanneroo currently own and operate a Municipal Recycling Facility and have recently sought an expression of interest from interested parties to manage the facility or manage the waste that is sent to the facility offering the ability to have the residues from any recycling processes disposed of in the most appropriate environmental and/or cost effective manner.

The current Constitution permits member councils' to retain waste that it recycles stating the following:

*“...’waste’ means house and trade rubbish and refuse and other waste matters but does not include liquid wastes or any wastes composed substantially of liquid **and does not include any waste retained by a constituent municipality for the purpose of recycling.**”*

Emphasis added to indicate a variation to the definition of the Constitution as contained in a Deed of Variation of Constitution in 1996.

The waste definition makes no reference to how the residues from the recycling process are to be managed. Legal advice was sought by the Mindarie Regional Council (MRC), which indicated that the residues from recycling processes should be returned to Tamala Park unless an exemption is provided under clause 4.A.2 of the MRC Constitution.

DETAIL

The matter was placed on the agenda of the Strategic Working Group (SWG) where the Town of Cambridge's Director Technical Services, Chris Colyer, indicated that the residues from recycling processes was discussed during the development of the new Draft Establishment Agreement (currently on hold as a result of the Local Government reform). On review of the Draft Agreement it is apparent that the revised definition of waste does address this issue as follows:

*“**“Participant’s waste”** means waste which is:*

- (a) collected or received by a Participant from the Region; or*
- (b) generated by the operations of a Participant,*

****but excludes:***

- (i) waste which is solely or predominantly comprised of liquid;*
 - (ii) sewage; or*
 - (iii) waste which is:
(A) placed, for collection by the Participant, in a receptacle*
-

-
- intended for the deposit of glass, plastics, metals, paper or cardboard, separate from other waste; and*
- (B) *collected or received by a Participant from the Region; or*
- (iv) *waste which is;*
- (A)(1) *placed, for collection by the Participant, in a receptacle intended for the deposit for vegetative waste from gardens, trees or lawns, separate from other waste; and*
- (2) *collected or received by the Participant from the Region; or*
- (B) *vegetative waste from gardens, trees or lawns collected separately by the Participant from other waste;*
- (v) *waste which is produced by the processing or recycling of any waste referred to in paragraphs (i), (ii), (iii) and (iv) ***including any residual waste remaining after that processing or recycling.****
- *Emphasis Added**

A review of previous exemptions provided to Member Councils allowing the recycling of waste revealed that there has been no condition requiring the residues from the recycling processes to be returned to Tamala Park.

CONSULTATION

Member Councils have been consulted through the SWG where it was agreed to seek an exemption for the Member Councils from bringing the residue waste, which is produced as a result of a recycling process, to Tamala Park as it was already accepted in previous exemptions provided by the Council for recycling and included in the Draft Establishment Agreement.

LEGAL COMPLIANCE

The Council can provide an exemption from binding the Member Councils to deliver waste to such sites nominated by the MRC as specified in part 4A.2 of the Constitution, which reads as follows:

“The Regional Council may exempt a constituent municipality from the provisions of 4A.1 hereof for such time and subject to such conditions as the Regional Council deems fit and any exemptions granted shall be communicated in writing.”

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

As the exemption is in line with MRC's previous decisions on Member Councils' recycling activities there is no financial implication for the MRC.

STRATEGIC/COMMUNITY AND CORPORATE/BUSINESS PLAN IMPLICATIONS

Nil

COMMENT

It is clear from previous decisions of the Council, and the definition in the draft new Establishment Agreement, that residues from any recycling process are not required to be returned to Tamala Park notwithstanding that the practice is inconsistent with the current Constitution. As such it is considered appropriate to legitimise the practice and provide to all member councils an exemption for residues that are the residual from recycling processes until such time that it is formalised on the Gazettal of the new Establishment Agreement.

VOTING REQUIREMENT

Simple Majority

RESPONSIBLE OFFICER RECOMMENDATION

That the Council:

- 1. in accordance with part 4A.2 of its Constitution exempt Member Councils from bringing the residue waste, which is produced as a result of a recycling process, to Tamala Park.**
- 2. approve that the exemption detailed in (1) is to remain valid until the new Establishment Agreement has been Gazetted.**
- 3. The Member Councils be formally advised, in writing, of the exemption detailed in (1) above.**

RESOLVED

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

CARRIED UNANIMOUSLY (11/0)

12 MEMBERS INFORMATION BULLETIN – ISSUE NO. 17

RESPONSIBLE OFFICER RECOMMENDATION

That the Members Information Bulletin Issue No. 17 be received.

RESOLVED

Cr Proud moved, Cr Hollywood seconded

That the recommendation be adopted.

CARRIED UNANIMOUSLY (11/0)

13 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

14 URGENT BUSINESS

Nil

15 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

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

The Chairman requested that in accordance with Clause 7.9 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 Confidential Item 16.1 of this agenda. This item is considered confidential as it may result in a contract being entered into.

RESOLVED

Cr Stewart moved, Cr Proud seconded

CARRIED UNANIMOUSLY (11/0)

The Chairman allowed representatives of the member councils’ to remain in the Chamber during the discussion on this item. No public were in the Chamber at the time of closing the meeting.

The Chairman requested that the meeting be reopened to the public.

RESOLVED

Cr Proud moved, Cr Hollywood seconded.

CARRIED UNANIMOUSLY (11/0)

The meetings was reopened at 6.05pm

No public entered the meeting after it was reopened.

This report is Confidential in accordance with Section 5.23 (2) (c) of the Local Government Act 1995 as Council's decision may result in a contract being entered into.

16.1	TENDER FOR DEVELOPMENT OF A CONCEPTUAL SITE MODEL AND THE PROVISION OF CONSULTING SERVICES TO ASSIST WITH THE MANAGEMENT OF GROUNDWATER AND LANDFILL GAS
File No:	WST/201
Appendix(s):	Nil
Date:	19 June 2014
Responsible Officer:	Environmental Supervisor

RESPONSIBLE OFFICER RECOMMENDATION

A That the Council:

- 1. Award Tender Number 13/123 – Development of a Conceptual Site Model and Provision of Consultant Services to GHD at an expected contract price of \$96,630 (excluding GST), based on their tendered price and rates.**
 - 2. Inform Coffey and Golder:**
 - a) that their tender was unsuccessful; and**
 - b) the name and value of the successful tenderer.**
 - 3. Inform SERS:**
 - a) that their tender was non-conforming as it did not respond to the following essential criteria:**
 - i. Part 5.A – Compliance Criteria – clause (b) and (c)**
 - “Tenders are to provide their DER Contaminated Sites Audit Accreditation” - did not submit adequate information**
 - “Do they comply with the specifications of the Tender” – did not submit adequate information**
 - ii. Part 5.E– Tenders Price**
 - Price Schedule - did not complete**
 - b) of the outcome of the tender including the name and value of the successful tenderer**
 - 4. Inform Civil One:**
 - a) that their tender was non-conforming as it did not respond to the following essential criteria:**
 - i Part 5 - Selection Criteria – did not submit documentation**
 - ii Part 5.A – Compliance Criteria – clause (b) and (c)**
 - “Tenders are to provide their DER Contaminated Sites Audit Accreditation” - did not provide documentation**
 - “Do they comply with the specifications of the Tender” – did not submit documentation**
 - b) of the outcome of the tender including the name and value of the successful tenderer**
-

RESOLVED

**Cr Boothman moved, Cr Driver seconded
That Part A of the recommendation be adopted.**

CARRIED UNANIMOUSLY (11/0)

B The expected contract value of \$96,630 (excluding GST) detailed in (1) above to be funded from the following reallocations of the 2013/14 Budget as follows:

G/L Number	Activity Code	Amount (\$)
5230	00201 (G/w auditor)	30,000
5230	50148 (G/w Management Plan)	30,000
5230	50981 (G/w Monitoring)	6,630
5245	52495 (LFG Management Plan)	30,000

which will be carried forward as “Monitoring Program” expenditure in the 2014/15 financial year budget.

(Absolute Majority Required)

RESOLVED

**Cr Boothman moved, Cr Driver seconded
That Part B of the recommendation be adopted.**

CARRIED UNANIMOUSLY (11/0)

The Chairman did not read aloud Council's resolution as there were no public in the Chamber.

NOTE: The Chief Executive Officer has NOT released Report 16.1 for Public information on the basis that the Council's decision may result in a contract being entered into.

17 NEXT MEETING

Next meeting to be held on Thursday 4 September in the Council Chambers at City of Vincent commencing at 5.30pm.

18 CLOSURE

The Chairman closed the meeting at 6.09pm and thanked City of Stirling 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 3 July 2014.

Signed Chairman

Dated this day of 2014
