

Western Metropolitan Regional Council



ABRIDGED MINUTES

ORDINARY REGIONAL COUNCIL MEETING
(RC 13/02)
4 April 2013
5.30pm

Town of Cottesloe
109 Broome Street
Cottesloe WA 6011



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1. DECLARATION OF OPENING

The meeting commenced at 5.30pm

2. RECORD OF ATTENDANCE AND APOLOGIES

Delegates	
Mayor R Norris	Town of Mosman Park
Councillor B Haynes (arrived 5.44pm)	Town of Claremont
Councillor C Hohnen	Shire of Peppermint Grove
Councillor V Strzina	Town of Cottesloe
Councillor G Trinder	City of Subiaco

Staff	
Mr A Johnson	Chief Executive Officer
Mrs R Goodwin	Business Development Manager
Ms A Hynes	Engineer
Mrs J Littlewood	Office Manager (Minutes)

Guests	
Mrs Anne Lake	Anne Lake Consultancy

3. DISCLOSURE OF INTEREST

Nil

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

5. PUBLIC QUESTION TIME

Nil

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. PETITIONS, APPROVED DEPUTISATIONS AND PUBLIC STATEMENTS

Nil

8. CONFIRMATION OF PREVIOUS MINUTES

Minutes of the Western Metropolitan Regional Council Meeting (13/01), which was held on 7 February 2013, was circulated previously under a separate cover and attached.

Recommendation

- *The minutes of the Western Metropolitan Regional Council Meeting (13/01) held on 7 February 2013 be confirmed as a true and correct record.*

MOVED: Councillor C Hohnen

SECONDED: Councillor G Trinder

- *The minutes of the Western Metropolitan Regional Council Meeting (13/01) held on 7 February 2013 be confirmed as a true and correct record.*

MOTION CARRIED 4/0

9. STAFF REPORTS

9.1	FINANCIAL STATEMENTS
Officer Recommendation: <ul style="list-style-type: none">• That the financial statements for the period ended 31 January 2013 and 28 February 2013 be noted.	
Committee Discussion and Recommendation: Committee: <input checked="" type="checkbox"/> Operations Committee <input type="checkbox"/> Audit Committee <input type="checkbox"/> Strategic Review Committee The CEO spoke to the report. <u>Moved:</u> Mr D Monteiro <u>Seconded:</u> Mr T Evans <ul style="list-style-type: none">• That the financial statements for the period ended 31 January 2013 and 28 February 2013 be noted. <p style="text-align: right;">CARRIED UNANIMOUSLY</p>	
Council Discussion and Resolution: <u>Moved:</u> Councillor V Strzina <u>Seconded:</u> Councillor G Trinder <ul style="list-style-type: none">• That the financial statements for the period ended 31 January 2013 and 28 February 2013 be noted.	

MOTION CARRIED 4/0

9.2 LIST OF PAYMENTS AND SUNDRY DEBTORS

Officer Recommendation:

- That the schedule of accounts paid of \$1,184,699.21 for the months of January and February 2013 be endorsed.
- That the schedule of sundry debtors outstanding at 20 March 2013 be noted.

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

The Business Development Manager spoke to the report. She explained that the City of Nedlands have an outstanding debt of \$1,434.75 from July 2012; however an error was made in the WMRC bookkeeping and the account had been incorrectly marked as paid when it had not. The City of Nedlands is expected to pay this account within the next fortnight.

Moved: Mr M Whitbread

Seconded: Mr T Evans

- That the schedule of accounts paid of \$1,184,699.21 for the months of January and February 2013 be endorsed.
- That the schedule of sundry debtors outstanding at 20 March 2013 be noted.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

Moved: Councillor C Hohnen

Seconded: Councillor G Trinder

- That the schedule of accounts paid of \$1,184,699.21 for the months of January and February 2013 be endorsed.
- That the schedule of sundry debtors outstanding at 20 March 2013 be noted.

MOTION CARRIED 4/0

9.3 INVESTMENT REGISTER

Officer Recommendation:

- That the investment register for the periods ended 31 January 2013 and 28 February 2013 be noted.

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

The CEO spoke to the report.

Moved: Mr M Ledger

Seconded: Mr T Evans

- That the investment register for the periods ended 31 January 2013 and 28 February 2013

be noted.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

Moved: Councillor V Strzina

Seconded: Councillor C Hohnen

- That the investment register for the periods ended 31 January 2013 and 28 February 2013 be noted.

MOTION CARRIED 4/0

9.4 DRAFT 2013/2014 FEES AND CHARGES

Officer Recommendation:

That:

- The draft 2013/2014 fees and charges, presented as attachment 1 to this report, be endorsed and used in the development of the 2013/2014 budget.
- Member Councils be advised of the proposed 2013/14 fees and charges.

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

The CEO spoke to the report.

Mr Askew asked why the Town of Cottesloe had such a significant cost increase. The CEO explained that this was due to Cottesloe's large quantities of greenwaste and large verge collections in general.

Mr Poynton asked what the WMRC had resolved in relation to the Earth Carers programme. The CEO explained that Council had three options in the event that the City of Nedlands took its waste elsewhere: no change, cuts to programmes and cuts to staff. Council had resolved that staff levels would be unchanged irrespective of what happened with the City of Nedlands, and that instead there should be cuts to programmes where possible.

Moved: Mr Poynton

Seconded: Mr Goode

That:

- The draft 2013/2014 fees and charges, presented as attachment 1 to this report, be endorsed and used in the development of the 2013/2014 budget.
- Member Councils be advised of the proposed 2013/14 fees and charges.

CARRIED UNANIMOUSLY

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

The CEO spoke to the report. He clarified that the members 2013/14 would not increase if the City of Nedlands withdrew its waste and the WMRC would produce a deficit. He added that if this did occur, the members' fee would increase by more than the expected 3% in 2014/15.

Mr Ledger said acknowledged the WMRC's efforts to provide members with certainty and early

advise of next year's disposal fees.

Mr Ledger asked what the financial impact would be if the City of Nedlands withdrew its waste. The CEO said it would be around \$300,000 in 2013/14. The Business Development Manager added that members would have to pay an additional \$1.5m over the next five years.

Mr Ledger asked when the temporary greenwaste area lease expires. The CEO said the lease expires in three months but is in negotiations to extend it for a further 6 months. The CEO added that he expects the lease will continue to be extended for 6 – 12 month periods.

Mr Monteiro enquired whether a landfill levy increase would affect the member councils. The Business Development Manager said, depending on the size of the increase, she doesn't expect the landfill levy to affect the members waste disposal fees. She explained that a landfill levy increase would also increase the price WMRC charges commercial customers, thereby reducing the subsidy members are required to pay for the processing of commercial waste at DiCOM.

MOVED: Mr M Ledger

SECONDED: Mr M Whitbread

That:

- The draft 2013/2014 fees and charges, presented as attachment 1 to this report, be endorsed and used in the development of the 2013/2014 budget.
- Member Councils be advised of the proposed 2013/14 fees and charges.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

The CEO spoke to the report. He clarified that the members waste disposal fees 2013/14 would not increase if the City of Nedlands withdrew its waste. Instead the WMRC would run at a loss. Councillor Trinder then asked why this report was being considered when the DiCOM Service Charge had still not been confirmed yet. The Chair then suggested deferring this report until Report 12.1 has been discussed. It was agreed by all report 12.1 would be brought forward.

Councillor B Haynes entered the room at 5.44pm.

- That Report 12.2 be brought forward

MOTION CARRIED 5/0

MOVED: Councillor G Trinder

SECONDED: Councillor C Hohnen

- That the meeting be closed to members of the public in accordance with Section 5.23(2) (c) and (e) of the local Government Act for the purpose of dealing with matters of a confidential nature.

MOTION CARRIED 5/0

[THE MEETING MOVED BEHIND CLOSED DOORS]

MOVED: Councillor V Strzina

SECONDED: Councillor B Haynes

The recommendations passed behind closed doors were read.

12.1	UPDATE ON DICOM SERVICE CHARGE
Officer Recommendation: That Council note the status of the Service Charge discussions	
Council Resolution: <u>Moved:</u> Councillor G Trinder <u>Seconded:</u> Councillor C Hohnen	
That Council note the status of the Service Charge discussions <p style="text-align: right;">MOTION CARRIED 5/0</p>	

That the meeting be reopened to the public and the resolutions passed behind closed doors be recorded in the public minutes.

MOVED: Councillor V Strzina

SECONDED: Councillor B Haynes

MOTION CARRIED 5/0

MOVED: Councillor G Trinder

SECONDED: Councillor B Haynes

That:

- The draft 2013/2014 fees and charges, presented as attachment 1 to this report, be endorsed and used in the development of the 2013/2014 budget.
- Member Councils be advised of the proposed 2013/14 fees and charges.

MOTION CARRIED 5/0

The Chairman proposed that the meeting be adjourned for the purposes of the CEO candidate presentations.

MOVED: Councillor V Strzina

SECONDED: Councillor B Haynes

MOTION CARRIED 5/0

The meeting adjourned at 6.00pm.

The meeting reconvened at 7.30pm with all previous attendees present.

9.5	SUBMISSION TO METROPOLITAN LOCAL GOVERNMENT REVIEW FINAL REPORT
Officer Recommendation: <ul style="list-style-type: none">• That Council endorse the submission on the final report of the Independent Panel for the Metropolitan Local Government Review.	
Committee Discussion and Recommendation:	

Committee: Operations Committee Audit Committee Strategic Review Committee

The Business Development Manager spoke to the report.

Mr Monterio asked how the Waste Supply Agreement would be impacted if the G7 was formed. The CEO explained that the Waste Supply Agreement would default to the new Council. He added that a G7 would be beneficial as the combined Councils would have sufficient waste to meet the 33,000 tonnes per annum contract commitment.

Moved: Mr D McCann

Seconded: Mr D Monteiro

- That Council endorse the submission on the final report of the Independent Panel for the Metropolitan Local Government Review.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

The Business Development Manager spoke to the report.

Councillor Haynes then explained the section “Council members to make unbiased decisions” in the last paragraph on page 37 “Role of elected members” was factually incorrect and should be re worded. A suggestion was made for the rewording of the paragraph and agreed by Council.

Moved: Councillor V Strzina

Seconded: Councillor C Hohnen

- Subject to the rewording of the last paragraph on page 37, Council endorse the submission on the final report of the Independent Panel for the Metropolitan Local Government Review.

MOTION CARRIED 5/0

9.6 STRATEGIC COMMUNITY PLAN

Officer Recommendation:

That:

- Council, by absolute majority, in accordance with r19C of the *Local Government (Administration) Regulations 1996* adopt WMRC’s 10 Year Strategic Community Plan forming attachment one to this report.
- Local public notice of the adoption of WMRC’s 10 Year Strategic Community Plan be given in accordance with r19D of the *Local Government (Administration) Regulations 1996*.

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

The Business Development Manager spoke to the report. She advised that there were no changes to the Strategic Community Plan during the public consultation.

Moved: Mr T Evans

Seconded: Mr D Monteiro

That:

- Council, by absolute majority, in accordance with r19C of the *Local Government (Administration) Regulations 1996* adopt WMRC's 10 Year Strategic Community Plan forming attachment one to this report.
- Local public notice of the adoption of WMRC's 10 Year Strategic Community Plan be given in accordance with r19D of the *Local Government (Administration) Regulations 1996*.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

The CEO spoke to the report.

Moved: Councillor B Haynes

Seconded: Councillor G Trinder

That:

- Council, by absolute majority, in accordance with r19C of the *Local Government (Administration) Regulations 1996* adopt WMRC's 10 Year Strategic Community Plan forming attachment one to this report.
- Local public notice of the adoption of WMRC's 10 Year Strategic Community Plan be given in accordance with r19D of the *Local Government (Administration) Regulations 1996*.

MOTION CARRIED 5/0

9.7 REGIONAL RECYCLING STATIONS

Officer Recommendation:

- That Council endorses the design of the recycling stations and work to build the recycling stations commence immediately.

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

The Business Development Manager spoke to the report. She advised that there were no changes to the Strategic Community Plan during the public consultation.

Moved: Mr M Ledger

Seconded: Mr D McCann

- That Council endorses the design of the recycling stations and work to build the recycling stations commence immediately.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

The Business Development Manager spoke to the report.

Councillor Hohnen enquired whether the cost of \$2,000 - \$3,000 was per station or for all of them. The Business Development manager explained it was per station. Councillor Strzina suggested that in the light of the interviews being held for the new CEO, it may be more prudent to suspend the purchase until a new CEO had been appointed. The Business Development Manager explained that the money for the stations was in this year's budget and the materials

accepted in the stations are materials not wanted by DiCOM as per the DiCOM Waste Supply Agreement. As such, it would be wise to proceed quickly.

Moved: Councillor V Strzina

Seconded: Councillor C Hohnen

- That Council endorses the design of the recycling stations and work to build the recycling stations commence immediately.

MOTION CARRIED 5/0

9.8 LONG TERM FINANCIAL PLAN REVISION

Officer Recommendation:

- That Council adopt the revised Long Term Financial Plan included as attachment 1 to this report.

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

The CEO spoke to the report.

Moved: Mr D Monteiro

Seconded: Mr T Evans

- That Council adopt the revised Long Term Financial Plan included as attachment 1 to this report.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

The CEO spoke to the report suggesting this item be deferred until the next meeting.

Moved: Councillor V Strzina

Seconded: Councillor C Hohnen

- That the report be deferred until the June 2013 meeting.

MOTION CARRIED 5/0

9.9 WASTE TO ENERGY FOR RESIDUAL WASTE

Officer Recommendation:

That:

- Each of the member Councils be asked to indicate their interest in providing a guarantee of waste supply to a waste to energy plant.
- Subject to each member Council being prepared to guarantee waste supply, legal advice be obtained on the legal framework to supply waste to a waste to energy plant.

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

The CEO spoke to the report.

Mr Ledger enquired whether the CEO would be asking each member Council whether they were prepared to guarantee their waste. The CEO replied that a letter would go out to each member Council, as Phoenix Energy is likely to only accept guarantees from the member Councils and not regional councils because a regional Council can be wound up at any time.

Mr Ledger asked if the DiCOM residual would be suitable for combustion. The Engineer said there would be a number of plastic bags in the residual which would be suitable.

Mr McCann enquired whether the waste from DiCOM would be consistent. The CEO replied that once DiCOM was up and running waste would be very consistent.

Mr Monteiro asked why the member Councils are being asked about this now when DiCOM is not yet running. He proposed the decision be deferred. Mr Ledger supported the proposal to defer a decision until such time that DiCOM has been running and WMRC had a better understanding of the recovery rates, and thus the residual available.

Moved: Mr M Ledger

Seconded: Mr D Monteiro

That:

- The report be referred back to the Operations Committee and Council three months after the DiCOM Practical Completion date.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

Moved: Councillor B Haynes

Seconded: Councillor C Hohnen

That:

- The report be referred back to the Operations Committee and Council three months after the DiCOM Practical Completion date.

MOTION CARRIED 5/0

9.10 POLICY REVIEWS

Officer Recommendation:

- That Council adopt the reviewed WMRC Policies as attached.

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

Mr Monteiro asked whether the Superannuation guarantee contributions had been approved yet. The CEO replied that legislation had been passed, and would take effect from 1 July 2013.

Moved: Mr T Evans

Seconded: Mr D McCann

- That Council adopt the reviewed WMRC Policies as attached.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

Councillor Haynes enquired about Policy 5 enquiring if Council was subject to setting the fees. The CEO replied that the policies have to be reviewed every two years, and that Policy 5 would be reviewed again once the Sundry and Allowance Tribunal releases its findings.

Moved: Councillor G Trinder

Seconded: Councillor V Strzina

- That Council adopt the reviewed WMRC Policies as attached.

MOTION CARRIED 5/0

9.11 INFORMATION BULLETIN

Officer Recommendation:

- That the reports contained within the information bulletin be noted.

Committee Discussion and Recommendation:

Committee: Operations Committee Audit Committee Strategic Review Committee

Moved: Mr M Ledger

Seconded: Mr D Monteiro

- That the reports contained within the information bulletin be noted.

CARRIED UNANIMOUSLY

Council Discussion and Resolution:

Moved: Councillor V Strzina

Seconded: Councillor B Haynes

- That the reports contained within the information bulletin be noted.

MOTION CARRIED 5/0

10. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

11. NEW BUSINESS OF AN URGENT NATURE APPROVED BY THE PRESIDING MEMBER OR BY A DECISION OF THE MEETING

MOVED: Councillor V Strzina

SECONDED: Councillor B Haynes

11.1 APOINTMENT OF CEO

Council Discussion and Resolution:

It was agreed that after the negotiations have been completed by Anne Lake Consultancy the outcome will be brought back to a special meeting to be signed under seal.

The Chair spoke acknowledging the services delivered by the CEO and stating that on behalf of Council the achievements made have been spectacular and the WMRC had benefited with all that the CEO had brought to the company. Councillor Haynes suggested it would be appropriate that Council formally acknowledges the CEO's services.

Moved: *Councillor v Strzina*

Seconded: *Councillor B Haynes*

That

- Council instructs the Human Resources Consultant Mrs A Lake to enter into contract negotiation with the preferred candidate within the advertised remuneration package for a term of 3 years with a location allowance capped at \$10,000 if required.
- Council formally acknowledges the services of the present CEO.

MOTION CARRIED 5/0

12. GENERAL BUSINESS

Nil

13. CLOSURE OF MEETING

The meeting closed at 8.07pm