



MINUTES

ORDINARY COUNCIL MEETING

TIME: 6.30 PM

02 JULY 2020

CITY OF STIRLING

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



CONTENTS

| | | |
|------|--|----|
| 1 | DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS | 3 |
| 2 | ELECTION OF THE CHAIRPERSON | 3 |
| 3 | ELECTION OF THE DEPUTY CHAIRPERSON..... | 3 |
| 4 | ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE | 4 |
| 5 | DECLARATION OF INTERESTS | 5 |
| 6 | PUBLIC QUESTION TIME | 5 |
| 7 | ANNOUNCEMENTS BY THE PRESIDING PERSON..... | 5 |
| 8 | APPLICATIONS FOR LEAVE OF ABSENCE | 5 |
| 9 | PETITIONS / DEPUTATIONS / PRESENTATIONS | 5 |
| 10 | CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS..... | 5 |
| 11 | CHIEF EXECUTIVE OFFICER REPORTS | 6 |
| 11.1 | FINANCIAL STATEMENTS FOR THE MONTHS ENDED..... | 6 |
| | 31 MARCH 2020 AND 30 APRIL 2020 | 6 |
| 11.2 | LIST OF PAYMENTS MADE FOR THE MONTHS ENDED..... | 9 |
| | 31 MARCH 2020 AND 30 APRIL 2020 | 9 |
| 11.3 | BUDGET APPROVAL – FINANCIAL YEAR 2020/21..... | 11 |
| 11.4 | MRC INVESTMENTS TO 30 JUNE 2020 UNDER CP09..... | 18 |
| 11.5 | SPECIAL RATE FOR DISPOSAL OF RECYCLABLE MATERIAL AT TAMALA PARK | 24 |
| 11.6 | MRC SUBMISSIONS ON DWER CONSULTATION PAPERS | 32 |
| 12 | MEMBERS INFORMATION BULLETIN – ISSUE NO. 54 | 35 |
| 13 | MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN | 35 |
| 14 | URGENT BUSINESS | 35 |
| 15 | QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN | 35 |
| 16 | MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC.. | 35 |
| 16.1 | MRC FUTURE WASTE OPTIONS REVIEW..... | 36 |
| 16.2 | TENDER TO UPGRADE THE MRC LEDGER SYSTEM | 37 |
| 17 | NEXT MEETING..... | 38 |
| 18 | CLOSURE | 38 |

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 (MRC) in accordance with the Transitional Provisions of the Local Government Act 1995 (Schedule 9.3) using s702 of the Local Government Act 1960 (repealed).

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The CEO declared the meeting open at 6.30 pm.

The CEO advised Council that he had received nominations for the position of Chairperson as follows:

Cr Fishwick nominating Cr Boothman

Cr Boothman nominating himself.

The CEO asked if there were any further nominations for the role of Chairperson, no further nominations were made.

The CEO advised Council that nominations for the position of Deputy Chairperson were received as follows:

Cr Fishwick nominating Cr Cvitan.

Cr Cvitan nominated himself.

Cr Vernon nominated herself.

The CEO asked if there were any further nominations for the role of Deputy Chairperson, no further nominations were made.

The CEO asked Crs Boothman, Cvitan and Vernon if the nominations were accepted. All Councillors accepted their nominations.

2 ELECTION OF THE CHAIRPERSON

The CEO declared Cr Boothman elected unopposed as the Chairperson.

Cr Cole arrived at 1835 and completed her declaration as required.

3 ELECTION OF THE DEPUTY CHAIRPERSON

The Chair advised Councillors that a vote would be conducted for the position of Deputy Chairperson.

Both Crs Vernon and Cvitan made a short speech prior to the voting.

In accordance with the Transitional Provisions of the Local Government Act 1995 (schedule 3) an election was conducted using the relevant clauses of the Local Government Act 1960 (repealed). Once the votes were counted the Chairperson advised the Council that Cr Vernon received a majority of the votes and declared Cr Vernon elected as the Deputy Chairperson, by six votes to five.

The Chair thanked Cr Fishwick for his time as Deputy Chair on the Mindarie Regional Council.

4 ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

Councillor Attendance

| | |
|---------------------------|-----------------------|
| Cr D Boothman, JP (Chair) | City of Stirling |
| Cr P Taylor | City of Joondalup |
| Cr R Fishwick, JP | City of Joondalup |
| Cr J Ferrante | City of Stirling |
| Cr S Proud, JP | City of Stirling |
| Cr K Sargent | City of Stirling |
| Cr E Cole | City of Vincent |
| Cr F Cvitan, JP | City of Wanneroo |
| Cr D Newton, JP | City of Wanneroo |
| Cr K Vernon | Town of Victoria Park |
| Cr K Shannon | Town of Cambridge |

Apologies

| | |
|-------------|-------------------|
| Cr A Jacob | City of Joondalup |
| Cr L Kosova | City of Perth |

Leave of Absence

Nil

Absent

Nil

MRC Officers

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

Member Council Observers

Mr N Claassen (City of Joondalup)
Mr C Kopec (City of Perth)
Mr M Littleton (City of Stirling)
Mr R Bryant (City of Stirling)
Mr A Murphy (City of Vincent)
Mr H Singh (City of Wanneroo)
Mr S Cairns (City of Wanneroo)
Mr J Wong (Town of Victoria Park)

MRC Observers

Ms S Cherico
Mr A Griffiths
Mr B Twine

5 DECLARATION OF INTERESTS

Nil

6 PUBLIC QUESTION TIME

Nil

7 ANNOUNCEMENTS BY THE PRESIDING PERSON

Nil

8 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

9 PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil

10 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

10.1 ORDINARY COUNCIL MEETING – 23 April 2020

The Minutes of the Ordinary Council Meeting held on 23 April 2020 have been printed and circulated to members of the Council.

RESPONSIBLE OFFICER RECOMMENDATION

That the Minutes of the Ordinary Council Meeting of Council held on 23 April 2020 be confirmed as a true record of the proceedings.

10.2 SPECIAL COUNCIL MEETING – 28 May 2020

The Minutes of the Special Council Meeting held on 28 May 2020 have been printed and circulated to members of the Council.

RESPONSIBLE OFFICER RECOMMENDATION

That the Minutes of the Special Council Meeting of Council held on 28 May 2020 be confirmed as a true record of the proceedings.

Moved Cr Sargent, seconded Cr Vernon

RESOLVED

**That the recommendations for items 10.1 and 10.2 be adopted
(CARRIED UNANIMOUSLY 11/0)**

| |
|---|
| 11 CHIEF EXECUTIVE OFFICER REPORTS |
|---|

| | |
|-----------------------------|--|
| 11.1 | FINANCIAL STATEMENTS FOR THE MONTHS ENDED 31 MARCH 2020 AND 30 APRIL 2020 |
| File No: | GF-20-0000184 |
| Appendix(s): | Appendix No. 1 Appendix No. 2 Appendix No. 3 |
| Date: | 10 June 2020 |
| 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 are for the months ended 31 March 2020 and 30 April 2020 and are attached at **Appendix No. 1 and 2** to this Item. The Tonnage Report for the 10 months to 30 April 2020 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 date period ended 30 April 2020

| | Actual | Budget | Variance |
|--------------------------|-------------------|-------------------|-----------------|
| | t | t | t |
| Tonnes – Members | 206,738 | 200,700 | 6,038 |
| Tonnes – Others | 11,233 | 12,006 | (773) |
| TOTAL TONNES | 217,971 | 212,706 | 5,265 |
| | \$ | \$ | \$ |
| Revenue – Members | 42,393,218 | 41,146,698 | 1,246,524 |
| Revenue – Other | 4,720,420 | 5,007,768 | (287,348) |
| TOTAL REVENUE | 47,111,638 | 46,154,466 | 959,172 |
| Expenses | 47,077,684 | 46,533,189 | (544,495) |
| Profit on sale of assets | 283,953 | 229,151 | 26,693 |
| Loss on sale of assets | 118,380 | 118,830 | - |
| Impairment of assets | - | - | - |
| NET SURPLUS | 201,527 | (239,843) | 441,370 |

Commentary

Member tonnes for the year to date are 5,265 tonnes ahead of phased budget, the largest of these waste streams relating to the Cities of Stirling and Wanneroo.

The net result variance against budget of \$441,370 is mainly attributable to budgeted tonnage related expenditure.

The Mid Year budget adjustments were posted in March 2020.

RRF

The Resource Recovery Facility residue tonnes are marginally below phased budget by 672 tonnes delivering 49,267 tonnes in total to Tamala Park year to date. The Mid Year budget adjustments were posted in March 2020.

Trade & Casuals

The Casual and Trade tonnages are 733 tonnes lower than forecast for the financial year as trade customers find alternative options for waste disposal.

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 2020 and 30 April 2020, respectively, are received.

Moved Cr Fishwick, seconded Cr Cole

RESOLVED

**That the recommendation be adopted
(CARRIED UNANIMOUSLY 11/0)**

| | |
|--|--|
| 11.2 LIST OF PAYMENTS MADE FOR THE MONTHS ENDED 31 MARCH 2020 AND 30 APRIL 2020 | |
| File No: | GF-20-0000184 |
| Appendix(s): | Appendix No. 4 Appendix No. 5 |
| Date: | 10 June 2020 |
| 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 2020 and 30 April 2020 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 19 September 2019, 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 2020 | General Municipal | Cheques | \$14,644.82 |
| | | EFT | \$3,501,555.79 |
| | | DP | \$240,345.11 |
| | | Inter account transfers | \$3,000,000.00 |
| | | Total | \$6,756,545.72 |
| 30 April 2020 | General Municipal | Cheques | \$0.00 |
| | | EFT | \$6,311,711.24 |
| | | DP | \$911,885.17 |
| | | Inter account transfers | \$0.00 |
| | | Total | \$7,223,596.41 |

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 2020 and 30 April 2020, be noted.

Moved Cr Fishwick, seconded Cr Cvitan

RESOLVED

**That the recommendation be adopted
(CARRIED UNANIMOUSLY 11/0)**

| 11.3 BUDGET APPROVAL – FINANCIAL YEAR 2020/21 | |
|--|------------------------------------|
| File No: | GF-20-0000675 |
| Appendix(s): | Appendix 6 |
| Date: | 16 June 2020 |
| Responsible Officer: | Director Corporate Services |

SUMMARY

The purpose of this item is to present the Budget for 2020/21 to the Council for approval and adoption.

BACKGROUND

The 2020/21 budget process commenced in March 2020 and included one workshop held with Councillors and Officers on 28 May 2020 via Zoom.

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 and in line with the Waste Strategy 2030.

The budget has been premised largely on a 'business-as-usual' basis on site. In addition to the MRC's normal operations however, aspects of projected spend have been revisited and curtailed due to the COVID-19 pandemic.

Some of the key points with regard to the 2020/21 budget include:

- No increase to the members' gate fee or the non-members' gate fee for 2020/21 budget in light of the financial impact of COVID-19 pandemic on member councils and residents alike.
 - An increase in expected member tonnes from 184,109 to 189,275 tonnes (2.7%) based on information provided by the member councils.
 - Non-member tonnes remaining at 14,300 tonnes.
 - Decrease of RRF Residues to 56,700 tonnes due to a rebasing of the budget back to 100,000 tonnes being supplied to the RRF (2019/20: 105,000 tonnes). The waste diversion rate is currently contracted at 43.3%.
 - No increase to the landfill levy, remains at \$70 per tonne landfilled.
 - Operating expenditure increase of \$2.3m to \$60.1m (4% increase) driven primarily by increased tonnes to landfill, increased legal fees and increased amortisation of landfill airspace.
-

DETAIL

Budget 2020/21

The Budget for 2020/21 has been set to achieve a \$4.2 million deficit. The proposed deficit has been set intentionally to assist reduce the financial impact of the COVID-19 pandemic on member councils.

Notable changes in year-on-year operating costs are outlined in more detail below:

Employee costs

Employee costs have increased by \$71k which is driven by a 2.5% salary award increase, abated by savings in conferences, training and general roster efficiencies.

Consultants and contract labour

Consultants and contract labour has decreased by \$436k (51%) mainly due to future MRC modelling costs and FOGO trial not being needed for the 2020/21 budget year as they were all funded in the previous budget years.

Communications and public consultation

Communications and public consultation has decreased by \$288k (44%) due to savings across the whole of the education service. In particular, the Face Your Waste campaign will focus on one specific, measurable project to help put measurable statistics to the campaign.

Plant and equipment operating/hire

Plant and equipment operating hire expenses have decreased by \$102k (10%) due to the increased focus on asset replacements in the last financial year. The majority of the major plant is now under warranty.

RRF costs

The RRF costs have increased by \$195k which is directly attributed to the contractual indexed increase in the contractor's fees.

Depreciation

Depreciation has decreased by \$283k following the 2019/20 external valuations.

DWER Landfill Levy

The Department of Water and Environmental Regulation (DWER) landfill levy expense has increased by \$571k which reflects the increase of tonnes being landfilled for the year.

Tonnages

Approximately 260,275 tonnes (Mid-Year Budget 2019/20: 257,629 tonnes) of waste, including RRF residues, are expected to be delivered to the MRC during the year.

Included in this, is 100,000 tonnes (Budget 2019/20: 105,000 tonnes) which is diverted to the RRF, which will in turn generate 56,700 tonnes (Budget 2019/20: 59,135 tonnes) of residue which will be sent back to Tamala Park. The RRF waste diversion target is set at 43.3%. However, this may worsen further as councils amend their bin systems to include an organics bin.

Non-members are expected to deliver 14,300 tonnes (Budget 2019/20: 14,385 tonnes) to Tamala Park.

Capital Expenditure

The following capital expenditures have been included in the Budget for 2020/21:

New capital expenditures

| | | \$ |
|------------------------------------|-----------|------------------|
| • Computer equipment | | *156,000 |
| - GL Software upgrade | 150,000 | |
| - Upgrade back-up server | 6,000 | |
| • Furniture and Fittings | | 10,000 |
| - Repl. Air conditioning units | 10,000 | |
| • Plant and equipment | | 1,330,000 |
| - Repl. Landfill compactor | 1,200,000 | |
| - Repl. Skid steer loader | 110,000 | |
| - Hook lift bins | 20,000 | |
| • Infrastructure (incl. Landfill) | | 610,154 |
| - Litter Fencing | 20,000 | |
| - Drilling Gas & Leachate | 150,000 | |
| - Drilling Ground water monitoring | 150,000 | |
| - Project works - capping | 60,000 | |
| - Repl. Airwell Pumps | 30,000 | |
| - Cell Development | 200,154 | |
| Total Capital expenditure | | 2,106,154 |

* includes carry forward capital expenditure of \$70,000 from 2019/20 in respect of the GL software upgrade

Reserves

The revised Cash Backed Reserves with the projected balances at 30 June 2021 are expected to be as follows:

Site rehabilitation Reserve

Estimated balance at 30 June 2021: \$16,573,454

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

A transfer of \$349,482 to this reserve is anticipated during the course of the 2020/21 financial year with no anticipated drawdowns on the reserve.

This will result in a funded reserve of \$16.5 million to cover an estimated post closure liability of approximately \$17 million. Any unfunded portion of the post closure liabilities will need to be funded over the remaining life of the landfill.

Reserve for Capital Expenditure

Estimated balance at 30 June 2021: \$1,273,362

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

A transfer of \$2,106,154 from this reserve is anticipated during the course of the year to fund capital expenditures.

Participants' Surplus Reserve Account

Estimated balance at 30 June 2021: \$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.*

This will be allocated to fund the projected deficit in part and will be re-addressed at Mid-Year Budget.

Carbon Abatement Reserve

Estimated balance at 30 June 2021: \$491,076

Purpose: *To be used to fund carbon abatement projects.*

MRC plan to investigate future projects within year.

RRF Maintenance Reserve

Estimated balance at 30 June 2021: \$1,230,856

Purpose: *To be used to fund RRF maintenance obligations.*

Deficit

The budget shows a forecast deficit of \$4.2 million. It is proposed that this deficit will be part funded by the Participants' Surplus Reserve, with the balance funded from retained surpluses.

Funding Plan

- Operational expenditures will be funded from the proceeds of the members' and non-members' gate fees.
- Capital Expenditure will be funded from the Reserve for Capital Expenditure.

SUMMARY OF APPENDICES

Attachment to this Item is as follows:

- Appendix No. 6 – Statutory Budget and Supplementary Information

CONSULTATION

One workshop for Councillors and Officers was conducted on 28 May 2020 to discuss the 2020/21 Budget. The participants 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 2020 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 2020/21 budget process is consistent with existing MRC policy.

FINANCIAL IMPLICATIONS

The Members' gate fee will be kept unchanged at \$205 per tonne (excluding GST) for the 2020/21 financial year.

The Non-members' gate fee will be kept unchanged at \$192.72 per tonne (excluding GST) for the 2020/21 financial year.

An estimated deficit of \$4.2 million is budgeted for the 2020/21 financial year.

Capital expenditure of \$2,106,154 is budgeted for the 2020/21 financial year.

STRATEGIC IMPLICATIONS

The Budget for 2020/21 has been derived from the MRC's 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 compliance with section 6.2(2) of the Local Government Act 1995 (as amended).

In developing the 2020/21 budget, the funding required for the activities outlined in the Corporate Business Plan have been taken into account.

VOTING REQUIREMENT

Absolute Majority

ADDITIONAL COMMENTS

Subsequent to the budget workshop held on 28 May, 2020 the following adjustments have been made to the budget:

- Capital expenditure of \$70,000 bought forward from 2019/20 for the GL Software upgrade project
- Additional legal fees of \$800,000

The Members' gate fee has not been adjusted for the impacts of any of these changes.

RESPONSIBLE OFFICER RECOMMENDATION

That Council:

- adopt the Budget for the Mindarie Regional Council for 2020/21 financial year
- endorse the on-going strategy of deferred payment of operational surpluses, as approved by Council at its August 2005 meeting, for the 2005/06 financial year and future years to meet its on-going capital requirements
- Approve the Capital Budget Program of \$2,106,154 for 2020/21 as follows:

New capital expenditures

| | \$ |
|------------------------------------|----------------|
| • Office furniture and equipment | 10,000 |
| • Computer equipment | 86,000 |
| • Plant and equipment and vehicles | 1,330,000 |
| • Infrastructure | <u>610,154</u> |
| | 2,036,154 |

Carry forward capital expenditures

| | |
|----------------------|--------|
| • Computer equipment | 70,000 |
|----------------------|--------|

Total Capital expenditure 2,106,154

- approve that \$349,482 will be transferred from the Operating Deficit to the Site Rehabilitation Reserve;
-

- (vi) approve that \$2,106,154 be transferred from the Reserve for Capital Expenditure to the Operating Deficit to fund capital expenditures;
- (vii) Approve that \$250,000 will be transferred from the Operating Deficit to the RRF Maintenance reserve;
- (viii) approve that any funds required for carbon abatement projects be transferred from the Carbon Abatement Reserve to the Operating Deficit;
- (ix) approve that any funds required for RRF maintenance obligations be transferred from the RRF Maintenance Reserve to the Operating Deficit;
- (x) approve that all interest earned on cash funds associated with cash-backed reserves will not be credited to the respective reserves; and
- (xi) approve that the budgeted Operating Deficit will be funded from the Participants' Surplus Reserve and Retained Surpluses as required.

(Absolute Majority Required)

Moved Cr Vernon, seconded Cr Proud
RESOLVED
That the recommendation be adopted
(CARRIED UNANIMOUSLY 11/0)

| 11.4 MRC INVESTMENTS TO 30 JUNE 2020 UNDER CP09 | |
|---|--|
| File No: | FIN/87-09 |
| Attachment 1: | Attachment 1: ANZ Response Attachment 2: NAB Response |
| Date: | 15 June 2020 |
| Responsible Officer: | Chief Executive Officer |

SUMMARY

The purpose of this report is to present to Council the outline of investments made in compliance with *Council Policy 09 – Investments* for the period 1 October 2019 to 30 June 2020.

BACKGROUND

Council approve the Mindarie Regional Council's (MRC) council policies annually at the September Ordinary Council Meeting (OCM).

At the September 2019 OCM, Council resolved as follows in respect of *Council Policy 09 – Investments*:

That the Council:

2. *Retain the remaining Council Policies with changes as contained in Appendix 6 and with the addition of the following amendments:*
 - b. *CP09 Investments – that a bullet point 9 be added stating that “Preference is to be given to financial institutions that do not invest in or finance the fossil fuel industry, where the investment is compliant with all other aspects of the Investment Policy and the investment offers returns that are at least equal to those offered by other financial institutions. Financial institutions that do not invest in or finance the fossil fuel industry will be identified based on publicly available information.”*
4. *That the CEO reports report back to council by 30 June 2020 outlining the investments that the MRC have made in compliance with CP09.*

This report discharges the requirement to bring a report back to Council by 30 June 2020.

DETAIL

Following the decision of Council in September 2019, the MRC approached all of the banks it had funds on deposit with, as to their 'green investment' credentials.

Attachments 1 and 2 are the responses received from ANZ and NAB respectively.

Additional information on each of the banks' policies and performance in this area can be found at the links below.

ANZ Environmental, Social and Governance supplement
<https://www.anz.com.au/content/dam/anzcom/shareholder/ANZ-2019-ESG-Supplement.pdf>

NAB Sustainability report 2019
<https://www.nab.com.au/content/dam/nabrwd/documents/reports/corporate/2019-sustainability-report-pdf.pdf>

CBA Working towards a low carbon future
<https://www.commbank.com.au/content/dam/commbank/assets/about/opportunity-initiatives/CBA-Spotlight-article-Climate-Change-FY18.pdf>

CBA Green, Social & Sustainability Funding Framework
<https://www.commbank.com.au/content/dam/commbank-assets/about-us/docs/green-framework.pdf>

Given the credit rating requirements of CP09, the MRC is limited in the diversity of lenders it can place funds with.

Each of the banks that the MRC currently invests funds with, are working toward assisting their clients to transition to a low carbon economy, and are taking steps to reduce their internal carbon footprint, as well as directing their investments away from less preferred technologies (ie old tech coal fired power stations) to more environmentally sustainable investments and technologies.

At the time, of our initial inquiries October 2019, the banks were not offering any specific green investments.

The table below summarises the funds invested in the period October 2019 to 30 June 2020 with each of the lenders, all of which was in normal cash deposit type products.

| Date | CBA Investment \$ | NAB Investment \$ | ANZ Investment \$ | Total \$ |
|--------|-------------------------|-------------------------|-------------------------|-------------|
| Oct-19 | 11,973,657 | 8,447,672 | 6,494,570 | 26,915,899 |
| Nov-19 | 9,706,209 | 9,192,377 | 9,113,919 | 28,012,505 |
| Dec-19 | 9,718,625 | 11,232,822 | 9,113,919 | 30,065,366 |
| Jan-20 | 7,428,042 | 11,248,502 | 9,123,720 | 27,800,264 |
| Feb-20 | 7,428,042 | 11,257,976 | 9,150,590 | 27,836,608 |
| Mar-20 | 7,494,297 | 9,274,580 | 9,150,590 | 25,919,467 |
| Apr-20 | 7,494,297 | 9,285,582 | 9,160,289 | 25,940,168 |
| May-20 | 7,494,297 | 9,294,352 | 9,186,617 | 25,975,266 |
| Jun-20 | 7,494,297 | 9,308,825 | 9,186,617 | 25,989,739 |

In the last month, CBA have confirmed that they do have a certified 'green deposit' product available and they are indicatively able to match the rate on their normal cash deposit products. The only difference is that there is no ability to break the investment prior to its maturity date, whereas we currently have the option on our normal cash deposits. The MRC

will be investigating the feasibility of moving our CBA investments to the new 'green deposit' product as our existing term deposits with CBA reach their term.

Information on any 'green deposits' the MRC enters into will be reported monthly as part of our normal financial reporting to councillors.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

STRATEGIC/COMMUNITY AND CORPORATE/BUSINESS PLAN IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

COMMENT

Nil

VOTING REQUIREMENT

Simply majority

RESPONSIBLE OFFICER RECOMMENDATION

That Council note the CEO's report.

Moved Cr Vernon seconded Cr Cole

RESOLVED

That the recommendation be adopted

(CARRIED UNANIMOUSLY 11/0)

ATTACHMENT 1 – ANZ RESPONSE

Thank you for writing to us regarding ANZ's financing of the fossil fuel industry and our response to climate change.

ANZ acknowledges its role in helping to achieve an orderly and just transition to a low carbon economy in line with our Climate Change Statement. The transition requires a 'whole of economy' approach with all sectors having a role to play. The following points below provide a broad outline of our approach to climate change:

- 1. Acknowledging the goals of the Paris Agreement:** ANZ has made progress in seeking to align our business strategy with the Paris climate change accord. We acknowledge the position of the Intergovernmental Panel on Climate Change that to achieve the full ambition of the Paris commitments the world needs to transition to net-zero emissions by mid-century.
 - 2. Financing the solutions to climate change:** While we are aware of the transition and physical risks of climate change, we also understand it can present significant opportunities for a large commercial bank like ANZ. Meeting the objectives of the Paris Agreement will require significant private sector finance to support the transformation of the economy. To help drive these opportunities we have committed to funding and facilitating at least \$15 billion by 2020 in environmentally sustainable solutions, including renewable energy generation, green buildings and less emissions intensive manufacturing and transport. Three and a half years in to our 5-year target, we are well on track with \$14.6 billion directed to low carbon and sustainable solutions.
 - 3. Supporting our customers in the low-carbon transition:** We have committed to support 100 of our largest emitting customers in the energy, transport, buildings and food, beverage and agricultural sectors to establish, and where appropriate, strengthen, existing low carbon transition plans, by 2021. We are engaging with our customers to better understand their resilience to the transition and physical risks of climate change and we are committed to supporting our customers to thrive in the transition to a net-zero emissions economy.
 - 4. Reducing our operational footprint:** We are taking steps to reduce our own carbon footprint. ANZ has been a net zero ('carbon neutral') business since 2010 and we are also committed to reducing our emissions in line with the decarbonisation trajectory of the Paris Agreement. To help support this, we have committed to use 100% renewable energy by 2025 in our operations, and are purchasing renewable energy from a wind farm in north-west Victoria as part of a long-term Power Purchase Agreement. ANZ has also committed to reducing our operational carbon footprint in line with the decarbonisation trajectory required to keep the increase in global temperature below 2°C. The target is a 35% reduction in Scope 1 and 2 emissions by 2030 against a 2015 baseline, with an interim target of a 24% reduction by 2025. We are tracking well against our targets with an 18% reduction against our 2015 baseline.
-

5. **Transparency in Disclosures:** Our climate-related disclosures are aligned with the Financial Stability Board's Taskforce on Climate-related Financial Disclosures. This includes details of: (1) how we identify climate-related risks and opportunities; (2) who is accountable for managing the risks and opportunities; (3) how climate change informs our business strategy; and (4) the actions we are taking, including metrics and targets, to measure our progress. For further details, please see pages 32-35 of our 2018 Annual Review and in relation to our exposures to the fossil fuel industry, you might like to review our 2018 Sustainability Review (see pages 38-39 & 72-76). Here you will see that our exposures to some of the most carbon-intensive industries, such as coal mining, have reduced in recent years, which is consistent with the decarbonisation goals of the Paris Agreement.

6. **Quantitative Mid-Term Targets:** ANZ has not directly financed any new coal-fired power stations since announcing our updated climate change position in 2015. We've continued to review our approach and late last year announced, among other steps, that we will be encouraging customers that have coal-fired generation assets to work towards setting medium and long-term emission reduction targets up to 2050 that contribute towards achieving a 'less than 2°C target'.

In summary, the transition to a net-zero emissions economy is a shared challenge and you can be assured that ANZ is committed to playing its part.

ATTACHMENT 2 - NAB RESPONSE

Thank you for your email and many thanks to Matthew for reaching out. For many years NAB has acknowledged that climate change is a major challenge for our economy and society, and we support the transition to a low carbon economy, consistent with the international Paris Agreement to limit global warming to less than 2 degrees above pre-industrial levels.

Since 2017 we have been undertaking a phased review of NAB's risk appetite for carbon intensive, low carbon and climate sensitive sectors. This includes resources (e.g. coal mining, oil and gas), agriculture, utilities (e.g. water and power generation), transport, energy intensive manufacturing, and property. While we will continue to support our existing customers across the mining and energy sectors, to facilitate an orderly transition to a low-carbon economy, NAB announced in 2017 that it will no longer finance new thermal coal mining projects. Further, in 2018, NAB decided it will not finance oil/tar sands extraction projects, and oil & gas projects within or impacting the Arctic National Wildlife Refuge area and any similar Antarctic Refuge.

In addition to these decisions, we believe our market leading environmental financing commitments provide the most significant offset to fossil fuel financing. NAB continues to be the number one arranger of project finance to the renewable energy sector in Australia - primarily wind and solar. We are particularly proud to have been the number two arranger globally in the first quarter of 2019. We have supported more than 125 renewable energy projects and have previously been recognised as a 'Green Bond Pioneer' and 'Australian Sustainability Debt House of the Year'.

In addition, NAB is an inaugural signatory and part of the core group of 30 founding global banks that worked to develop the [UN Environment Program Finance Initiative's Principles for Responsible Banking](#) (Principles), which were launched in September 2019. These [six principles](#) provide the banking industry with a single framework to embed sustainability at the strategic, portfolio and transactional levels and across all business areas.

As a signatory to the Principles, NAB will set and publish sustainability targets in line with society's goals as expressed in the Paris Agreement and the Sustainable Development Goals. We will also report publicly on our positive and negative impacts, and progress in implementing the Principles, in line with the four-year timeline set out by the Principles implementation framework.

As part of our 2019 annual review of progress against our climate change strategy we are looking at further opportunities to increase support for the low carbon transition and help our customers build resilience in the face of the impacts of climate change. We hope to announce these additional commitments shortly. Please let me know if you would like me to send you details of these additional commitments, once we have announced them.

In addition to this, you can learn more about NAB's approach to climate change on pages 37 to 42 of our [Sustainability Report](#) and slide 48 of our [1H19 Investor Presentation](#).

| | |
|-----------------------------|--|
| 11.5 | SPECIAL RATE FOR DISPOSAL OF RECYCLABLE MATERIAL AT TAMALA PARK |
| File No: | GF-20-0000160 |
| Appendix(s): | Nil |
| Date: | 15 June 2020 |
| Responsible Officer: | Chief Executive Officer |

SUMMARY

The purpose of this report is to present to Council the additional information requested at the Ordinary Council Meeting (OCM) of 23 April 2020.

BACKGROUND

A fire at Cleanaway's Material Recovery Facility (MRF) in South Guildford on 25 November 2019 rendered the processing infrastructure used by a number of the Mindarie Regional Council's (MRC) member councils unavailable.

This resulted in some recyclable material being landfilled at Tamala Park. A request for the consideration of a discounted rate for member councils in respect of this material was received from a member council, discussed at the Strategic Working Group (SWG) meeting in December 2019 and presented to Council for consideration.

In response to reports on this matter presented to Council at the OCM of 27 February 2020 and at the OCM of 23 April 2020, at the OCM on 23 April 2020, it was resolved:

That Council:

- 1. Authorise the CEO and the Chairman to engage with the Environment Minister on the creation of additional strategic recycling capacity in the northern corridor, through the identification of preferred sites, and through the provision of incubation funding from the WARR account for a defined period of time.*
- 2. Requests a further report investigating the option to provide a special rate to Member Councils for the disposal of recycling materials at Tamala Park Landfill between 25 November 2019 and 30 June 2020 taking into consideration the recycling processing market rate/s at the time and the information stipulated in the reasons for the amendment.*

The reasons for amendment included the following narrative and nine specific points:

A reduced rate equivalent to the current market recycling processing rate is considered to be a fairer proposition. To enable an informed decision on this matter, the report needs to provide further information as per the following questions:

1. *It appears that not all questions asked by Councillors at MRC OCM on 27 February 2020 have been answered in the additional information to Item 9.3. Could Administration provide a copy of all questions that were asked by Councillors relating to this item and Administration's answers in the order they were asked?*
2. *Was the offer of a reduced rate to accept recycling materials at Tamala Park Landfill made to all member councils or to only some of them?*
3. *What was the basis of this offer – presumably to demonstrate a regional approach? Could Administration advise and confirm that this is the case?*
4. *When this issue was first discussed at the December SWG meeting, how was the proposal to provide a potentially reduced gate fee to affected member councils received?*
5. *Please provide financial modelling on the anticipated financial impact of the COVID-19 Pandemic on MRC and how this impacts on the revised recommendation, as presented by Administration;*
6. *An \$80/tonne difference between the rates of \$205/tonne and \$125/tonne will equate to \$294,800. Does Administration think that this additional revenue to MRC will have a material impact on the Gate Fee for 2020/21?*
7. *Why has no comment been provided within the officer's report to offer a non-member's gate fee for any affected member councils?*
8. *Why was no consideration given to offer a rate equivalent to the current market recycling processing rate, which would have been a fairer proposition?*
9. *Could Administration confirm if this potential offer to member councils was first discussed and proposed when the impact of the Cleanaway fire was unknown on the four of the seven member councils that had Cleanaway as a contractor? If yes and had there been an opportunity for MRC to consider a reduced rate then, would Administration have recommended a reduced rate or not?*

DETAIL

The MRC does not have direct access to information on market rates for recycling of yellow bin material. Only two councils responded to the MRC's request for information on their per tonne recycling rates. Based on research into publicly available information, it would appear that recycling rates currently range anywhere between \$50 and \$140 per tonne¹.

The MRC currently charges member councils \$205 per tonne for waste delivered to the MRC.

At \$86 per tonne, the MRC covers the cost of the landfill levy and the cost of the landfill airspace (ie would be cost neutral).

¹ <https://www.watoday.com.au/national/western-australia/please-keep-recycling-perth-urged-to-trust-the-system-after-landfill-crisis-20200226-p544oa.html>

The original officer recommendation in the 27 February 2020 report to Council recommended a discounted rate of \$125 per tonne in respect of kerbside recycling material that would otherwise have gone to Cleanaway for processing, applicable to the recycling material sent to the MRC between 25 November 2019 and 30 June 2020.

Council has the option to provide a discounted rate, that it determines is appropriate, to member councils for the disposal of recycling materials at Tamala Park for the period specified, through an absolute majority decision.

Responses to the specific questions raised at the OCM on 23 April 2020 are provided below.

- Q0. *A reduced rate equivalent to the current market recycling processing rate is considered to be a fairer proposition.*
- A0. It is unclear to whom this would present a 'fairer proposition' and given that market rates range between \$50 and \$140 per tonne, it is unclear on what basis an objective 'market rate' would be determined.
-

Q1. *It appears that not all questions asked by Councillors at MRC OCM on 27 February 2020 have been answered in the additional information to Item 9.3. Could Administration provide a copy of all questions that were asked by Councillors relating to this item and Administration's answers in the order they were asked?*

A1. The MRC has the following questions recorded from the OCM on 27 February 2020 in no particular order:

Q1.1 Should the councillors from councils affected by the proposal have made a declaration of interest?

MRC. This would seem to be impractical and inappropriate given that every item that MRC councillors deal with which has a financial impact, by default, has an impact on their nominating local government.

Q1.2 Would it not be more appropriate to charge the affected councils the casual (non-members') gate rate?

MRC. Refer the answer to Question 7.

Q1.3 Would it not be a better proposition to charge the affected councils the market rate for recycling?

MRC. Refer the answer to Question 8.

Q1.4 Would providing the reduced rate to the affected Councils not simply be subsidising Cleanaway?

MRC. The MRC is not privy to the member councils' commercial arrangements with Cleanaway and what contractual protections they might contain to recover additional cost / losses from Cleanaway. The individual member councils would be better placed to be able to answer this question.

Q1.5 What other recycling processing capacity is there in Perth?

MRC. There are only three MRF operators in Perth, Cleanaway, SUEZ and the Southern Metropolitan Regional Council (SMRC).

SUEZ and the SMRC have expanded their operations by adding additional shifts to run their MRFs for longer and at a higher throughput.

Based on the information we have, all the contents of the yellow-lidded bins coming from the MRC's member councils are now being processed through a MRF, rather than going to landfill.

Q1.6 Which member councils had been impacted by the fire and which councils had brought recycling tonnes to the MRC?

MRC. The Cities of Joondalup, Wanneroo and Vincent and the Town of Victoria Park all had contracts with Cleanaway. Only the City of Wanneroo has delivered any recycling tonnes to the MRC.

Q2. Was the offer of a reduced rate to accept recycling materials at Tamala Park Landfill made to all member councils or to only some of them?

A2. The report submitted to the 27 February 2020 OCM refers. The original proposal put to Council was to provide a discounted rate to all member councils impacted by the Cleanaway fire.

Q3. What was the basis of this offer – presumably to demonstrate a regional approach? Could Administration advise and confirm that this is the case?

A3. The Comments section of the report submitted to the 27 February 2020 OCM refers, where the intent of the report was expressed.

“The unforeseen failure of a significant commercial contractor in the WA market has resulted in a crisis situation for a number of member councils.

Rather than take full commercial advantage of the situation, the MRC is looking to support affected member councils through the provision of a discounted rate for recyclable materials that would otherwise have been processed by Cleanaway.”

Q4. *When this issue was first discussed at the December SWG meeting, how was the proposal to provide a potentially reduced gate fee to affected member councils received?*

A4. There was a neutral response to the proposition – it was neither strongly endorsed, nor strongly opposed.

Q5. *Please provide financial modelling on the anticipated financial impact of the COVID-19 Pandemic on MRC and how this impacts on the revised recommendation, as presented by Administration;*

A5. As a result of the COVID-19 Pandemic, the re-use shop has been closed for roughly 4 months, resulting in direct loss of revenue of approximately \$140,000. The MRC has also had an increase in staff costs as a result of changes to rosters as a result of the pandemic. Overall however, it is not anticipated that COVID-19 will have had a material impact on the MRC's financial position for 2019/20.

Where the pandemic will have a material impact, is on the 2020/21 financial year as the MRC budgets toward a zero increase in the members' gate fee in support of its member councils. Based on the initial budget presentation for 2020/21, the MRC is forecasting a \$3.3 million deficit.

Q6. *An \$80/tonne difference between the rates of \$205/tonne and \$125/tonne will equate to \$294,800. Does Administration think that this additional revenue to MRC will have a material impact on the Gate Fee for 2020/21?*

A6. \$80 per tonne applied to the 3,685 tonnes of recycling material that the City of Wanneroo delivered to the MRC during the period under consideration equates to \$294,800.

The MRC is set to incur a \$3.3 million deficit in 2020/21 based on the first version of the budget. Given that \$294,800 represents close to 10% of that forecast deficit, it could be considered to be material.

Q7. *Why has no comment been provided within the officer's report to offer a non-member's gate fee for any affected member councils?*

A7. The non-members' gate fee is currently \$194 per tonne and does not represent a significant discount to the members' gate fee of \$205 per tonne. The intention at the time for first drafting was to provide a more meaningful discounted rate that covered the MRC's direct costs of landfilling the material and yielded a reasonable contribution margin.

Q8. *Why was no consideration given to offer a rate equivalent to the current market recycling processing rate, which would have been a fairer proposition?*

-
- A8. Based on publicly available information, market rates at the time were as low as - \$50 per tonne in some instances or as high as \$150 per tonne. The \$125 rate originally proposed was closer to the top end of that range.

It is also worth noting that there is no uniform 'current market recycling processing rate'. Member councils have individual contracts with different recyclers at a variety of rates and so it is unclear on what basis an objective 'market rate' would be determined.

-
- Q9. *Could Administration confirm if this potential offer to member councils was first discussed and proposed when the impact of the Cleanaway fire was unknown on the four of the seven member councils that had Cleanaway as a contractor? If yes and had there been an opportunity for MRC to consider a reduced rate then, would Administration have recommended a reduced rate or not?*

- A9. The idea of a discounted rate was first discussed at the Strategic Working Group meeting on 4 December 2019. A report was subsequently distributed to Council on 14 February 2020. On the same day, the SMRC issued a press release noting that they had reached a processing agreement with Cleanaway.²

Up to that point, there was no certainty as to the future of the recyclables originating from the member councils contracted with Cleanaway. As a result, the MRC's report issued on the same day was advocating for a discounted rate for the affected member councils.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Nil

STRATEGIC/COMMUNITY AND CORPORATE/BUSINESS PLAN IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

In the period from 25 November 2019 and 30 June 2020 the MRC has received 3,685 tonnes of recyclable material from the City of Wanneroo at the members' gate fee of \$205 per tonne, generating \$775,425 in unbudgeted revenue.

Based on the proposed budgeted for 2020/21 the MRC has kept its members' gate fee static at \$205 per tonne, which will yield a forecast deficit of \$3.3 million.

² <https://smrc.com.au/media-release-agreement-reached-to-divert-recyclables/>

COMMENT

When the matter of a discounted rate for recyclables being sent to landfill at Tamala Park was first discussed in December 2019, there was an expectation that more than one of the member councils may make use of Tamala Park to dispose of their material.

At the time the original report and recommendation were drafted, the continuation of Cleanaway's temporary arrangement with the SMRC for processing recyclables was uncertain.

Given the recent impact of the COVID-19 pandemic on the MRC's member councils and their ratepayers, it seems more appropriate that the MRC focus on reducing its forecast budget deficit for 2020/21 rather than providing a discounted rate for the material in question.

VOTING REQUIREMENT

Simply majority

RESPONSIBLE OFFICER RECOMMENDATION

That Council note the officer's report.

Moved Cr Fishwick, seconded Cr Cole

Cr Newton foreshadowed an alternate motion:

ALTERNATE MOTION

That Council:

- 1) note the officer's report;
- 2) approves the charging of a discounted rate of \$150 per tonne, equivalent to an estimate of the currently available recycling market rate, effective from 25 November 2019 and to be reviewed annually as part of the budget process, to any member council for comingled recyclable materials disposed of at Tamala Park Landfill, in the event that those member councils' respective recycling contractor's facility is not available to receive recyclable materials; and
- 3) approves that the funding of the retrospective application of the discounted rate in 2) as part of the 2020/21 midyear budget review.

(Absolute majority required)

REASON FOR ALTERNATE MOTION

It is important for Mindarie Regional Council to provide a regional service to all members. The amendment offers the members a provision to dispose of their recyclable materials at Tamala Park at the rate equivalent to the recycling market rate at that time in the event their respective recycling facility is unavailable as was the case in November 2019 when Cleanaway's facility was destroyed in a fire.

A reduced rate equivalent to the prevailing market recycling processing rate is considered to be a fairer proposition.

Cr Newton moved a Procedural Motion.

PROCEDURAL MOTION

Moved Cr Newton, seconded Cr Cvitan

To defer the item to the next Council meeting.

(CARRIED 7/4)

For Crs Boothman, Cvitan, Cole, Ferrante, Newton, Shannon, Vernon

Against: Crs Fishwick, Proud, Sargent, Taylor

| 11.6 MRC SUBMISSIONS ON DWER CONSULTATION PAPERS | |
|--|--|
| File No: | File No:GF-20-0001253 |
| Appendix(s): | Appendix 6: Submission – Closing the Loop Appendix 7: Submission – Review of the Waste Levy |
| Date: | 9 June 2020 |
| Responsible Officer: | Chief Executive Officer |

SUMMARY

The purpose of this report is to obtain Council's endorsement of the Mindarie Regional Council's (MRC) proposed responses to the Department of Water and Environmental Regulation's (DWER) consultation papers entitled *Closing the Loop* and *Review of the Waste Levy* respectively.

BACKGROUND

The Government of Western Australia (WA) released two consultation papers entitled '*Closing the Loop – Waste reforms for a circular economy*' and '*Review of the waste levy*' respectively, in February 2020 in support of their *Waste Avoidance and Resource Recovery Strategy 2030*.

DETAIL

CLOSING THE LOOP – WASTE REFORMS FOR A CIRCULAR ECONOMY

The Council of Australian Governments (COAG) has introduced a timetable for a ban on the exportation of various recycled materials. The first of the bans (mixed plastics) is due to come into effect on 1 July 2021.

Guiding principles of the DWER consultation paper are the protection of human health, protection of the environment and supporting a circular economy.

In Appendix 6, the MRC has outlined its responses to the questions posed in the consultation paper, as well as providing some general observations in respect of the practicalities of a circular economy and the waste industry in WA more generally.

REVIEW OF THE WASTE LEVY

The intent of the consultation paper is to gather feedback on the scope and application of the waste levy.

Historically the levy has only been applied to material landfilled in the metropolitan region and has increased progressively over the last 10 or so years to its current level of \$70 per tonne for waste sent to a putrescible landfill. For comparison, the levy rate in New South Wales is currently \$146 per tonne.

There is a move being signalled that the levy may be applied to more than just landfills, as indicated in the change in common nomenclature from 'landfill levy' to 'waste levy'.

Of the levy funds collected, 25% is currently hypothecated for funding waste initiatives in the state, with the remaining 75% taken into consolidated revenue.

In Appendix 7, the MRC has outlined its responses to the questions posed in the consultation paper, as well as providing some general observations in respect of the application and use of the waste levy funds in WA more generally.

Submissions in respect of both consultation papers were originally due by 15 May 2020, but this deadline has been extended to 15 July 2020 to make allowance for delays arising from the COVID-19 pandemic.

In preparing its submissions, the MRC has considered those matters which are directly relevant to its operations – particularly in respect to the waste levy – but has also considered those issues which impact on the waste industry more broadly.

CONSULTATION

In preparing its responses, the MRC has considered the position of the WA Local Government Association (WALGA) where relevant.

Drafts of both submissions were circulated to MRC councillors, member council CEOs and members of the Strategic Working Group on 27 May 2020 for comment.

Where appropriate, feedback from these groups has been taken into account.

STATUTORY ENVIRONMENT

Nil

POLICY IMPLICATIONS

The MRC's proposed submissions are consistent with existing MRC policy and strategic direction.

FINANCIAL IMPLICATIONS

Nil.

STRATEGIC IMPLICATIONS

The proposed submissions are consistent with the MRC's vision of *Winning Back Waste*.

The MRC's strategic direction is closely aligned with the objectives outlined in the *Waste Strategy 2030*.

VOTING REQUIREMENT

Simple Majority

ADDITIONAL COMMENTS

Most of the discussion items in the consultation papers will have a positive impact on the waste industry in WA without materially impacting on the MRC's operations directly.

Where the possibility of unintended consequences which may impact negatively on the MRC have been identified, these have been highlighted in our proposed submissions on the consultation papers.

RESPONSIBLE OFFICER RECOMMENDATION

That Council:

Endorses the MRC's proposed responses to the DWER's consultation papers entitled *Closing the Loop* and *Review of the Waste Levy* respectively, and authorises the CEO to submit the responses on behalf of the MRC.

Moved Cr Vernon, seconded Cr Cole

AMENDED RECOMMENDATION

That Council:

Endorses the MRC's proposed responses to the DWER's consultation papers entitled *Closing the Loop* and *Review of the Waste Levy* respectively, and authorises the CEO to submit the responses on behalf of the MRC subject to amending the words in the first sentence in paragraph one on Page 129 of the Appendices from:

The MRC would encourage the State Government to increase the waste levy and at the same time, the level of hypothecation of the levy should be increased to fund recovery activities across the state.

To:

The MRC would encourage the State Government to only increase the waste levy when the increase is fully hypothecated to fund recovery activities across the State.

(CARRIED UNANIMOUSLY 11/0)

12 MEMBERS INFORMATION BULLETIN – ISSUE NO. 54

RESPONSIBLE OFFICER RECOMMENDATION

That the Members Information Bulletin Issue No. 54 be received.

Moved Cr Fishwick, seconded Cr Proud

RESOLVED

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 Chair requested that in accordance with clause 7.1(e) of the Mindarie Regional Council Standing Orders Local Law 2012 and s5.23 of the Local Government Act 1995, Council proceed to meet “behind closed doors” to allow the Council to consider items 16.1 and 16.2 as the items are of a confidential nature.

The Chair invited MRC Officers and members of the MRC Project Working Group (PWG) to remain in the meeting.

The Chair announced that there were no limitations on the number of speeches made in accordance with clause 7.9(4) of the Mindarie Regional Council Standing Orders Local Law 2012.

Moved Cr Boothman, Cr Proud

RESOLVED

To close the meeting to the public

(CARRIED UNANIMOUSLY 11/ 0)

Doors closed at 7.18 pm.

The MRC officers and members of the PWG remained in the public gallery.
No members of the public were present.

Note: The Chief Executive Officer has not released the report for items 16.1 and 16.2 for public information.

This report is Confidential and dealt with in a confidential session, under Section 5.23 (2) (c) of the *Local Government Act 1995* as the report deals with a matter where a contract is entered into.

16.1 MRC FUTURE WASTE OPTIONS REVIEW

File No: GF- 20-0000668

Appendix(s): Attachment 1 – Step plan and action list

Date: 12 June 2020

Responsible Officer: Chief Executive Officer

RESPONSIBLE OFFICER RECOMMENDATION

That Council notes the CEO's progress report contained in the confidential report.

Moved Cr Vernon, seconded Cr Fishwick

RESOLVED

That the recommendation be adopted

(CARRIED UNANIMOUSLY 11/0)

| | |
|---|--------------------------------|
| This report is Confidential and dealt with in a confidential session, under Section 5.23 (2) (c) of the <i>Local Government Act 1995</i> as the report deals with a matter where a contract may be entered into. | |
| 16.2 TENDER TO UPGRADE THE MRC LEDGER SYSTEM | |
| File No: | GF- 20-0000773 |
| Appendix(s): | Nil |
| Date: | 10 June 2020 |
| Responsible Officer: | Chief Executive Officer |

RESPONSIBLE OFFICER RECOMMENDATION

That the Council:

- 1. Not award the tender for the provision of services to upgrade the MRC ledger system (Tender Number: 13/143), and**
- 2. Authorise the CEO to write to the unsuccessful tenderer and advise them of the decision not to award the tender.**

**Moved Cr Proud, seconded Cr Cvitan
RESOLVED
That the recommendation be adopted
(CARRIED UNANIMOUSLY 11/0)**

**Motion to reopen the meeting
Cr Boothman moved, Cr Cole seconded
RESOLVED
That the meeting be reopened
(CARRIED UNANIMOUSLY 11/0)**

Doors were reopened at 7.24 pm and the Chair declared the meeting reopened.
The chair noted the resolutions passed behind closed doors.

17 NEXT MEETING

Next meeting to be held on Thursday 24 September 2020 in the Council Chambers at the City of Vincent commencing at 6.30 pm.

18 CLOSURE

The Chairman closed the meeting at 7.25 pm and thanked the City of Stirling for their hospitality and use of their meetings facilities.

SignedChairperson

Dated day of2020
