



**Minutes of the Meeting of the
Southern Metropolitan Regional Council
held in Council Chambers
at the City of Cockburn
on Thursday 26 November 2009
Commencing at 5.04pm**

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chairman welcomed Councillors and Regional Executive Members and declared the meeting open at 5.04pm.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (PREVIOUSLY APPROVED) PRESENT:

| | |
|-------------------------------|--|
| Cr Tony Romano Chairman | City of Cockburn |
| Cr Richard Smith Deputy Chair | City of Rockingham |
| Cr Clive Robertson OAM | City of Melville |
| Cr Graham Barry | City of Canning |
| Cr Sandra Lee | Town of Kwinana |
| Cr Richard Olson | Town of East Fremantle |
| Mr John Christie | City of Melville |
| Mr Michael Littleton | City of Cockburn |
| Mr Peter McKenzie | Town of Kwinana |
| Mr Charles Sullivan | City of Canning |
| Mr Stuart McAll | SMRC – Chief Executive Officer |
| Mr Chris Wiggins | SMRC – Manager Administration & Finance |
| Mr Brendan Doherty | SMRC – Manager Engineering Services |
| Mr Chuck Ellis | SMRC – Manager Communications |
| Mr Tim Youé | SMRC - Manager Business Development |
| Ms Lee Harris | SMRC – Executive Assistant to CEO - Minutes |

Apologies

| | |
|------------------|-------------------|
| Cr Doug Thompson | City of Fremantle |
|------------------|-------------------|

Observer

Nil

3. DISCLOSURE OF INTERESTS

Nil

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

5. PUBLIC QUESTION TIME

Nil

6. PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 MINUTES OF THE MEETING OF THE SOUTHERN METROPOLITAN REGIONAL COUNCIL HELD ON 24 SEPTEMBER 2009

Cr Barry requested that the minutes relating to item 5.2 Public Question Time be amended as he had had a request from Mayor Joe Delle Donne of the City of Canning, that his title of "Mayor" be changed to "Mr".

Cr Barry requested that the motion be amended relating to Report Item 10.2 Draft Policy – Councillor Access to Information to record in the minutes his motion which he again read aloud to the meeting. The Chairman could not recall the detailed motion put by Cr Barry at the September meeting and enquired if other members or officers remembered the motion, which members advised they did not. Responding to a question put by Cr Barry, the Manager Administration and Finance advised that the intent of the motion recorded in the minutes was the same as Cr Barry's written motion and a letter to the Department of Local Government seeking comment on the draft policy to ascertain if it was in contravention with the Local Government Act had been forwarded. A response from the Department had not been received. It was suggested by members that the minutes not be amended, however the Department of Local Government be advised of the additional information provided by Cr Barry.

COUNCIL RESOLUTION

09.11-01 MOVED Cr Barry SECONDED Cr Robartson

MINUTES OF THE MEETING OF COUNCIL HELD AT THE CITY OF CANNING ON 24 SEPTEMBER 2009 BE RECEIVED AS A TRUE AND ACCURATE RECORD.

CARRIED 6/0

7.2 MINUTES OF THE SPECIAL MEETING OF THE SOUTHERN METROPOLITAN REGIONAL COUNCIL HELD ON 29 OCTOBER 2009

COUNCIL RESOLUTION

09.11-02 MOVED Cr Barry SECONDED Cr Robartson

MINUTES OF SPECIAL MEETING OF COUNCIL HELD AT THE SMRC BOARDROOM 9 ALDOUS PLACE, BOORAGOON ON 29 OCTOBER 2009 BE RECEIVED AS A TRUE AND ACCURATE RECORD.

CARRIED 6/0

8. ANNOUNCEMENT OF CONFIDENTIAL MATTERS FOR WHICH MEETINGS MAY BE CLOSED TO THE PUBLIC.

Report 10.14 & Report 10.19

The Chairman advised the meeting confidential reports would be dealt with at this point as there were no members of the public in attendance.

8.1 REPORT 10.14 CONFIDENTIAL – TENDER 2009-12 PURCHASE & REMOVAL OF COMPOST

COUNCIL RESOLUTION/S

09.11-03

Moved Cr Robartson

Seconded Cr Lee

THAT TENDER 2009-12 PURCHASE AND REMOVAL OF COMPOST BE AWARDED TO NUTRARICH PTY LTD IN ACCORDANCE WITH THEIR PROPOSED TENDER AND SUBJECT TO AN AGREED CONTRACT BETWEEN NUTRARICH PTY LTD AND THE SMRC

CARRIED 6/0

8.2 REPORT 10.19 CONFIDENTIAL – DEED OF SETTLEMENT – BIO ORGANICS PTY LTD

COUNCIL RESOLUTION/S

09.11-04

Moved Cr Barry

Seconded Cr Olson

- 1. THAT COUNCIL APPROVE THE WRITE OFF FOR DEBTOR INVOICES 5547, 5598, 5693 FOR THE AMOUNT OF \$5,491.62 INC GST.**
- 2. THAT COUNCIL APPROVE THE CHAIRMAN AND THE CEO OF THE SMRC TO EXECUTE AND AFFIX THE COMMON SEAL TO A DEED OF SETTLEMENT WITH BIO ORGANICS ON THE TERMS AND CONDITIONS CONTAINED IN THE CONFIDENTIAL REPORT.**

CARRIED BY ABSOLUTE MAJORITY 6/0

9. BUSINESS NOT DEALT WITH FROM A PREVIOUS MEETING

Nil

10. REPORTS OF THE CEO

10.1 POLICY REVIEW MEETINGS – COUNCIL, COMMITTEE & FORUMS

COUNCIL RESOLUTION/S

09.11-05

Moved CR Robartson

Seconded Cr Lee

- 1) THAT THE POLICY REVIEW - MEETINGS - COUNCIL, COMMITTEE AND FORUMS DATED 4 NOVEMBER 2009 BE ADOPTED.**
- 2) THAT THE COUNCIL BRIEFING SESSIONS MEETING PROCEDURES DATED 4 NOVEMBER 2009 BE ADOPTED**

Following discussion as to the appropriateness of the motion as this item had been adopted by Council at its meeting held on the 24 September 2009, Councillors Robartson and Lee withdrew the motion which was agreed by members. Subsequently the Report was withdrawn until members could determine a date for the agenda briefing session meeting.

10.2 COMMITTEE MEMBERS FOR 2009/10

- (1) The CEO advised that the following members had nominated in writing prior to the meeting. He read out the names for each committee:
- a. Audit Committee: Cr Romano; Cr Olson; Cr Thompson;
 - b. Public Relations Committee:- Cr Romano; Cr Robartson; Cr Smith
 - c. MWAC:- Cr Romano as Member Cr Smith as Deputy Member

Cr Lee advised that due to business commitments and time constraints she did not view the email forwarded prior to the Council Meeting with regard to nominating for SMRC Committees and therefore has not had an opportunity to nominate and wished to be given the option to do so.

Following discussion in favour of Cr Lee's request, the Chairman indicated that he would address each recommended nomination in the report one at a time.

Cr Robartson wished to move an amendment motion that recommendation 1a) Mayor Ferris not be appointed as an external member on the Audit Committee, as he did not feel that sitting elected members who are not Regional Councillors should be appointed to SMRC Internal Committees and the appointment be only available to independent members of the public. The Chairman ruled that this was not a permissible amendment motion under the SMRC's Standing Orders as it would negate the original motion currently on the floor. Cr Robartson advised that he would foreshadow a recession motion if the original motion was carried.

The Chairman put the original motion to the vote:

COUNCIL RESOLUTION

09.11-06

Moved Cr Smith

Seconded Cr Olson

- 1a) MAYOR ALAN FERRIS BE APPOINTED AS AN EXTERNAL COMMITTEE MEMBER ON THE AUDIT COMMITTEE FOR A TERM OF TWO YEARS EXPIRING OCTOBER 2011.**

LOST 2/4

The Chairman called for member nominations for the Audit Committee. Crs Romano, Thompson, Olson and Lee

COUNCIL RESOLUTION

09.11-07

Moved Cr Olson

Seconded Cr Barry

- 1b) AUDIT COMMITTEE MEMBERS
THE FOLLOWING REGIONAL COUNCILLORS BE APPOINTED ON THE AUDIT COMMITTEE FOR A TERM EXPIRING OCTOBER 2011.**

1. **Cr Tony Romano**
2. **Cr Doug Thompson**
3. **Cr Richard Olson**
4. **Cr Sandra Lee**

CARRIED BY ABSOLUTE MAJORITY 6/0

The Chairman called for member nominations for the Public Relations Committee. Cr Robartson wished to move an amendment motion by adding a point b) to item 2 Public Relations Committee. That one external person from the Community Advisory Group be a member on the Public Relations Committee as this would provide input and feedback from the group membership.

| | | |
|----------|---|-------------------|
| 09.11-08 | Moved Cr Robartson | Seconded Cr Barry |
| 2b) | PUBLIC RELATIONS COMMITTEE POLICY BE AMENDED TO INCLUDE ONE EXTERNAL PERSON APPOINTED ON THE COMMUNITY ADVISORY GROUP AS A MEMBER OF THE COMMITTEE. | |

The Chairman called for member nominations for the Public Relations Committee – Clrs Robertson, Romano, Smith and Barry. Cr Smith subsequently declined the nomination as he stated that three members would be sufficient.

09.11-09 Moved Cr Robartson Seconded Cr Barry

2a) THE FOLLOWING REGIONAL COUNCILLORS BE APPOINTED ON THE PUBLIC RELATIONS COMMITTEE FOR A TERM EXPIRING OCTOBER 2011.

1. Cr Tony Romano
2. Cr Clive Robartson
3. Cr Graham Barry

The Chairman called for member nominations for the CEO Performance Committee. All members except Cr Barry were nominated as members

09.11-10 Moved Cr Smith Seconded Cr Barry
3) CHIEF EXECUTIVE OFFICER PERFORMANCE AND SALARY REVIEW
COMMITTEE MEMBERS
THE FOLLOWING REGIONAL COUNCILLORS BE APPOINTED ON THE CEO
PERFORMANCE AND SALARY REVIEW COMMITTEE FOR A TERM EXPIRING
OCTOBER 2011.

1. Cr Tony Romano
2. Cr Richard Smith
3. Cr Clive Robartson
4. Cr Doug Thompson
5. Cr Sandra Lee
6. Cr Richard Olson

10.3 STRATEGIC INTERNAL AUDIT PLAN 2009/10

The Chairman advised that the Auditors had attended the Audit Committee Meeting and he wished to congratulate Management and Staff on the 'A' rating assessment from the Auditors.

Cr Barry requested that in accordance with the Standing Orders that the vote of all members be recorded in the minutes for the remainder of the meeting.

(Cr Robartson left the meeting at 5.47pm.)

09.11-11 MOVED Cr Olson SECONDED Cr Smith

THE AUDIT COMMITTEE RECOMMEND TO THE REGIONAL COUNCIL THAT:

1. THE INDEPENDENT INTERNAL AUDIT REPORT PREPARED BY 2020 GLOBAL BUSINESS CONSULTANTS ON THE CORPORATE AND GOVERNANCE AUDIT (FINANCIAL

MANAGEMENT SYSTEMS REVIEW) AS REQUIRED BY THE LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 5(2)(C) BE RECEIVED.

2. THE INDEPENDENT INTERNAL AUDIT REPORT PREPARED BY 2020 GLOBAL BUSINESS CONSULTANTS ON THE HUMAN RESOURCES MANAGEMENT AND PAYROLL PROCESSING BE RECEIVED.
3. THE OFFICERS COMMENTS RESPONDING TO THE AUDITORS RECOMMENDATIONS AS DETAILED IN REPORT DATED 13 NOVEMBER 2009 ON THE ABOVE REPORTS BE NOTED AND A FOLLOW UP REPORT ON THE RESPONSES BE REPORTED TO THE NEXT AUDIT COMMITTEE MEETING.
4. THE CHIEF EXECUTIVE OFFICER AND STAFF BE CONGRATULATED ON AN EXCELLENT AUDIT REPORT.

CARRIED 5/0

For: Crls Romano; Smith; Olsen; Lee; Barry

10.4 RRRC ANNUAL SITE AUDIT COMPLIANCE REPORT FOR 2008/09

Cr Barry noted that a report of the size and nature of the RRRC Annual Site Audit Compliance Report required further clarification and requested a summary of major points of the Audit Compliance Report be made available to Councillors prior to adoption. The CEO confirmed that the CEO is responsible for the Report to the DEC not the Councillors and the Agenda Report is for authorised use of the Common Seal only.

COUNCIL RESOLUTION/S

09.11-12

Moved Cr Lee

Seconded Cr Smith

1. THE REGIONAL COUNCIL AUTHORISES THE CHIEF EXECUTIVE OFFICER TO SIGN AND AFFIX THE COMMON SEAL OF THE SOUTHERN METROPOLITAN REGIONAL COUNCIL TO THE REGIONAL RESOURCE RECOVERY CENTRE ANNUAL SITE AUDIT COMPLIANCE REPORT FOR THE PERIOD 27 OCTOBER 2008 TO 26 OCTOBER 2009.
2. THAT THE USE OF THE COMMON SEAL BE RECORDED IN THE COMMON SEAL REGISTER.

CARRIED BY SIMPLE MAJORITY 4/1

For: Cr Romano, Smith, Olson, Lee
Against Cr G Barry

Cr Robartson rejoined the meeting at 5.53pm

10.5 MARKETING OVERVIEW 2010-2012

The Manager Business Development responded to Councillors questions.

COUNCIL RESOLUTION/S

09.11-13

Moved Cr Robartson

Seconded Cr Olson

THAT COUNCIL ENDORSES THE SUMMARY ACTIONS CONTAINED IN THE MARKETING OVERVIEW 2010-2012 DATED 4 NOVEMBER 2009.

CARRIED 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

10.6 COUNCIL MEETING DATES FOR 2010

COUNCIL RESOLUTION/S

09.11-14

Moved Cr Barry

Seconded Cr Robartson

THAT THE ORDINARY MEETINGS OF THE REGIONAL COUNCIL MEETING DATES, TIMES AND VENUES FOR THE YEAR 2010 AS PROPOSED, BE ADOPTED AND ADVERTISED ACCORDINGLY.

| Meeting Date | Venue | Meeting Time Commencement |
|----------------------|---|---------------------------|
| Thursday 25 February | City of Melville Council Chambers Almondbury Rd Booragoon | 5.00pm |
| Thursday 29 April | Town of East Fremantle Council Chambers, Canning Hwy East Fremantle | 5.00pm |
| Thursday 24 June | City of Fremantle Council Chambers, William St Fremantle | 5.00pm |
| Thursday 26 August | Town of Kwinana Council Chambers Sulphur Rd Kwinana | 5.00pm |
| Thursday 28 October | City of Cockburn Council Chambers, Coleville Cres Spearwood | 5.00pm |
| Thursday 25 November | City of Rockingham Civic Boulevard Rockingham | 5.00pm |

CARRIED 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

10.7 DRAFT ANNUAL REPORT 2008/09

The Manager Communications responded to Cr Smith's question regarding distribution of the Annual Report.

COUNCIL RESOLUTION/S

09.11-15

Moved Cr Lee

Seconded Cr Robartson

THE SMRC'S ANNUAL REPORT FOR THE PRECEDING FINANCIAL YEAR (30 JUNE 2009) BE ACCEPTED.

CARRIED BY ABSOLUTE MAJORITY 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

10.8 PROPOSED WAREHOUSE LEASE 9 ALDOUS PLACE BOORAGOON

COUNCIL RESOLUTION/S

09.11-16

Moved Cr Barry

Seconded Cr Robartson

1. THAT THE SMRC WAREHOUSE AT THE REAR OF THE OFFICES AT 9 ALDOUS PLACE, BOORAGOON BE LEASED ON THE FOLLOWING BASIS;

- a. THE LEASE AGREEMENT IS TO BE WITH AUSCOR CORROSION MANAGEMENT PTY LTD OF 5 ALDOUS PLACE, BOORAGOON, WA 6154.
- b. RENTAL IS INCLUSIVE OF OUTGOINGS AND AGENTS FEE AT \$2,484.42 PER MONTH EX GST (\$127.69 PER M², WAREHOUSE SPACE IS 237 M²) FOR THE TERM OF 12 MONTHS, PLUS A FURTHER 12 MONTHS AT THE SMRC'S DISCRETION.

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- c. MARKET VALUATION IS INCLUSIVE OF OUTGOINGS AND AGENTS FEE AT \$2,468.75 PER MONTH (\$125 PER M² PER ANNUM, WAREHOUSE SPACE IS 237 M²).
 - d. THE PROPERTY AGENT'S MANAGEMENT FEE WILL BE 7% OF THE MONTHLY CHARGE.

- 2. THAT CLIVE ELLIOTT JENNINGS BE APPOINTED AS THE MANAGING AGENTS FOR THE TERM OF THE LEASE.

CARRIED 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

**10.9 AUDITOR'S REPORT & FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2009
COUNCIL RESOLUTION/S**

09.11-17

MOVED Cr Barry

SECONDED Cr Lee

THE AUDITOR'S REPORT AND MANAGEMENT LETTER RECEIVED FROM UHY HAINES NORTON FOR THE YEAR ENDED 30 JUNE 2009 BE RECEIVED

CARRIED 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

10.10 SCHEDULE OF ACCOUNTS FOR THE MONTHS OF SEPTEMBER & OCTOBER 2009

Cr Barry questioned the higher amount of landfill charges to the City of Rockingham in September 09 than other months and asked the reason for the high figure.

Mr Wiggins advised this was attributed to the timing and payments of prior periods and the removal of fire debris from the MRF.

COUNCIL RESOLUTION/S

09.11-18

Moved Cr Robartson

Seconded Cr Olson

- 1) .THAT THE SCHEDULE OF PAYMENTS AS LISTED IN THE ATTACHMENTS, AMOUNTING TO THE MONTHS OF SEPTEMBER 2009 OF \$4,029,341.60 AND OCTOBER 2009 OF \$2,100,016.58 FOR THE MUNICIPAL FUND, BE RECEIVED.
- 2) THE SCHEDULE OF PAYMENTS, AS PRESENTED, BE INCORPORATED IN THE MINUTES OF THE MEETING.

CARRIED 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

10.11 FINANCIAL STATEMENTS FOR THE MONTH ENDED 30TH SEPTEMBER 2009

COUNCIL RESOLUTION/S

09.11-19

Moved Cr Robartson

Seconded Cr Lee

THAT THE STATEMENT OF FINANCIAL ACTIVITY BY BUSINESS PLAN OF THE SOUTHERN METROPOLITAN REGIONAL COUNCIL FOR THE MONTH ENDED 30 SEPTEMBER 2009 BE RECEIVED.

CARRIED 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

10.12 FINANCIAL STATEMENTS FOR THE MONTH ENDED 31 OCTOBER 2009

COUNCIL RESOLUTION/S

09.11-20

Moved Cr Robartson

Seconded Cr Smith

THAT THE STATEMENT OF FINANCIAL ACTIVITY BY BUSINESS PLAN OF THE SOUTHERN METROPOLITAN REGIONAL COUNCIL FOR THE MONTH ENDED 31 OCTOBER 2009 BE RECEIVED.

CARRIED 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

10.13 SMRC CASH INVESTMENT PORTFOLIO

COUNCIL RESOLUTION/s

09.11-21 Moved Cr Lee

Seconded Cr Smith

THAT THE SMRC CASH INVESTMENT PORTFOLIO AS AT 31 OCTOBER 2009 BE RECEIVED

CARRIED 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

10.14 CONFIDENTIAL – TENDER 2009-12 PURCHASE & REMOVAL OF COMPOST

Previously dealt with under Agenda Item 8 – **ANNOUNCEMENT OF CONFIDENTIAL MATTERS FOR WHICH MEETINGS MAY BE CLOSED TO THE PUBLIC.**

10.15 PYROLYSIS/GASIFICATION OF WASTE COMPOSTING FACILITY RESIDUALS PROJECT AND LEED GRAND APPLICATION.

The CEO and Manager Engineering Services responded to questions from Crls Barry and Robartson.

COUNCIL RESOLUTIONS/S

09.11-22 Moved Cr Robartson

Seconded Cr Lee

- 1) THE CEO PREPARE A FURTHER REPORT TO THE REGIONAL COUNCIL ON THE PYROLYSIS/GASIFICATION OF WASTE COMPOSTING FACILITY RESIDUALS PROJECT THAT UNDERTAKES THE FOLLOWING;**
 - **DETAILED BUSINESS PLAN**
 - **FINANCIAL DUE DILIGENCE OF BUSINESS PLAN BY AN INDEPENDENT CONSULTANT**
 - **INCLUDING A FINANCIAL SENSITIVITY ANALYSIS SHOWING WORST, BEST AND MOST LIKELY CASE**
 - **RISK ANALYSIS – IDENTIFICATION AND TREATMENT**
 - **COMMUNITY ENGAGEMENT STRATEGY**
 - **PROJECT CRITICAL PATH ANALYSIS**
 - **PROPOSED CONTRACTUAL METHODOLOGY**
- 2) THAT THE FOLLOWING BUDGET AMENDMENT FOR THE EXPENDITURE OF A PYROLYSIS PROJECT BE ADOPTED:**

Budget Amendments - WCF Capital 2009/10

| WCF | Particulars | Current Adopted Budget | Proposed Amended Budget | Comments |
|---------------------|-----------------------|------------------------------|-------------------------------|-----------------|
| 56652 | Digester Tyres | \$ 540,000 | \$ 500,000 | Tenders under |
| | Pyrolysis Feasibility | \$ nil | \$ 40,000 | budget |
| | Study | | | New budget item |
| Total above Items - | | | | |
| | Capital Budget | \$ 540,000 | \$ 540,000 | |

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- 3) THAT THE CEO PREPARE A SUBMISSION TO THE LOW EMISSIONS ENERGY DEVELOPMENT FUND IN ACCORDANCE WITH THE SMRC METHODOLOGY FOR A PYROLYSIS PROJECT AS OUTLINED IN THE REPORT DATED 6 NOVEMBER 2009.

CARRIED BY ABSOLUTE MAJORITY 5/1

For: Crls Romano; Robartson; Smith; Olson; Lee
Against Cr Barry

10.16 SMRC COMMUNITY ADVISORY GROUP

The Chairman advised that an amended CEO Recommendation had been tabled due to two late nominations received after the agenda preparation.

Cr Robartson advised he did not support other elected council members in the region appointed to SMRC committees and Moved that Cr Robert Fittock be deleted from the list of members nominated on the group.

COUNCIL RESOLUTION/S

09.11- 23 Moved Cr Robartson

Seconded Cr Barry

THAT COUNCILLOR FITTOCK BE DELETED FROM THE LIST OF NOMINATIONS FOR MEMBERSHIP ON THE COMMUNITY ADVISORY GROUP

The Chairman exercised his casting vote due to a tied vote

Lost 3/4

Against: Crls Romano(2); Olson, Smith,
For: Crls, Robartson, Lee; Barry

COUNCIL RESOLUTION/S

09.11-24 Moved Cr Smith

Seconded Cr Olson

COUNCIL APPOINTS MS KATHERINE GASCHK, MS CATHY HALL, MR NORM HOLTZMAN, CR ROBERT FITTOCK, MR KEVIN JONES, DR RAJ KURUP AND MS EMILY PINKUS AS MEMBERS OF THE SMRC COMMUNITY ADVISORY COMMITTEE FOR A TERM OF 2 YEARS.

CARRIED BY ABSOLUTE MAJORITY 4/3

For: Crls Romano (2); Olson; Smith;
Against: Cr Robartson; Lee; Barry

10.17 SMRC SPONSORSHIP – CONSERVATION COUNCIL OF WA INC

Cr Robartson advised he did not agree with supporting a delegate to the United Nations Conference, however supported the WA Walk against Warming event.

COUNCIL RESOLUTION/S

09.11-25 Moved Cr Barry

Seconded Cr Olson

1. THAT THE COUNCIL APPROVE THE SPONSORSHIP OF \$1,000 TO THE CONSERVATION COUNCIL OF WA INC IN SUPPORT OF A DELEGATE TO ADDRESS THE UNITED NATIONS CONFERENCE IN COPENHAGEN DECEMBER 2009.
2. THAT THE COUNCIL APPROVE THE SPONSORSHIP OF \$1,000 TO THE CONSERVATION COUNCIL OF WA INC IN SUPPORT OF THE "WALK AGAINST WARMING".
3. THAT AN INVITATION BE EXTENDED TO MR PIERS VERSTEGEN DIRECTOR OF THE CONSERVATION COUNCIL OF WA INC TO ADDRESS COUNCILLORS AT THE COUNCIL MEETING TO BE HELD FEBRUARY 2010.

CARRIED 4/2

For: Cllrs Romano; Olson; Lee; Barry
Against Cllrs Robartson; Smith

10.18 REPRESENTATION ON PUBLIC BODIES FOR 2009/10

The Chairman called for nominations for members on the Municipal Waste Advisory Council (MWAC). Cr Smith nominated as Deputy Member, Chairman nominated as Member.

COUNCIL RESOLUTION/S

09.11-26

Moved Cr Barry

Seconded Cr Robartson

1) FORUM OF REGIONAL COUNCILS (FORC)

CR TONY ROMANO, CHAIRMAN OF THE SMRC BE APPOINTED TO REPRESENT THE SMRC ON THE FORUM OF REGIONAL COUNCILS FOR A TERM OF TWO YEARS EXPIRING MAY 2011.

2) MUNICIPAL WASTE ADVISORY COUNCIL (MWAC)

THE FOLLOWING REGIONAL COUNCILLORS BE APPOINTED TO REPRESENT THE SMRC ON THE MUNICIPAL WASTE ADVISORY COUNCIL FOR A TERM EXPIRING MAY 2011.

1. ___ Cr Romano (Chairman) _____ (Member) _____

2. ___ Cr Smith (Deputy Chairman) _____ (Deputy Member) _____

CARRIED 6/0

For: Cllrs Romano; Robartson; Smith; Olson; Lee; Barry

10.19 CONFIDENTIAL – DEED OF SETTLEMENT – BIO ORGANICS PTY LTD

Previously dealt with under Agenda Item 8 – **ANNOUNCEMENT OF CONFIDENTIAL MATTERS FOR WHICH MEETINGS MAY BE CLOSED TO THE PUBLIC.**

11 ANNOUNCEMENTS BY THE CHAIRMAN OR PERSON PRESIDING WITHOUT DISCUSSION THE CHAIRMAN ADVISED/INFORMED THE MEETING –

NIL

12. NEW BUSINESS OF AN URGENT NATURE APPROVED BY THE CHAIRMAN OR PERSON PRESIDING OR BY DECISION OF MEETING

Cr Robartson requested that Councillors be kept informed by email correspondence of tender prices and contracts.

12.1 CEO DELEGATED AUTHORITY – AWARD OF TENDER T2009-13 & 14

COUNCIL RESOLUTION/S

09.11-27

MOVED Cr Robartson

SECONDED Cr Lee

1) THAT THE CHIEF EXECUTIVE OFFICER BE GIVEN DELEGATED AUTHORITY TO AWARD:

a) TENDER 2009-13 SUPPLY & INSTALLATION OF CONTROL SYSTEM UPGRADE SENSORS & CABLING UP TO THE CURRENT ADOPTED CAPITAL BUDGET EXPENDITURE OF:

56645 EPN ODOUR IMPROVEMENTS \$670,000; and

b) VARIOUS TENDERS AS REQUIRED FOR CONSTRUCTION OF MAINTENANCE WORKSHOP FACILITY OF TOTAL VALUE UP TO THE CURRENT ADOPTED CAPITAL BUDGET EXPENDITURE OF:

- 2) A REPORT ON EACH CEO DELEGATED AUTHORITY EXERCISED BE INCLUDED AS SOON AS PRACTICABLE IN THE INFORMATION BULLETIN OF THE NEXT COUNCIL MEETING.

CARRIED BY ABSOLUTE MAJORITY 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

12.2 AGENDA BRIEFING MEETING DATE/S FOR 2010

Members present agreed 3.00pm, 2nd Wednesday of the same month as the Ordinary Council Meeting

COUNCIL RESOLUTION/S

09.11-22

Moved Cr Smith

Seconded Cr Olson

THAT THE AGENDA BRIEFING MEETING DATE FOR 2010 BE 2ND WEDNESDAY OF THE SAME MONTH AS ORDINARY COUNCIL MEETING DATE/S COMMENCING AT 3PM

CARRIED 6/0

For: Crls Romano; Robartson; Smith; Olson; Lee; Barry

13. **ELECTED MEMBERS QUESTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

NIL

14. **CONFIDENTIAL MATTERS FOR WHICH MEETINGS MAY BE CLOSED TO THE PUBLIC.**

Previously dealt with under Agenda Item No. 8 - **ANNOUNCEMENT OF CONFIDENTIAL MATTERS FOR WHICH MEETINGS MAY BE CLOSED TO THE PUBLIC**

15. **DECLARATION OF CLOSURE OF MEETING**

There being no further business, the Chairman declared the meeting closed at 6.31PM

I hereby certify that the Minutes of the Ordinary Meeting of Council held on 26 November 2009 were confirmed on 25 February 2010

Cr Tony Romano, Chairman

Signed _____

Dated 25 February 2010