



**MINUTES OF THE MEETING OF THE
SOUTHERN METROPOLITAN REGIONAL COUNCIL
SPECIAL MEETING OF COUNCIL
HELD ON MONDAY 26 OCTOBER 2020
SMRC, 9 ALDOUS PLACE, BOORAGOON**

CONTENTS

1.	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS	1
2.	RECORD OF ATTENDANCE / APOLOGIES	1
3.	DISCLOSURE OF INTERESTS:.....	1
4.	PUBLIC QUESTION TIME:.....	2
5.	DEPUTATIONS / PRESENTATION:	2
6.	ANNOUNCEMENT BY THE CHAIRMAN OR PRESIDING PERSON	2
7.	ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	2
8.	ANNOUNCEMENT OF CONFIDENTIAL MATTERS FOR WHICH MEETING MAY BE CLOSED TO THE PUBLIC. 2	
9.	REPORTS OF THE CEO	2
9.1	AUSTRALIAN CARBON CREDIT UNITS (ACCU) (CONFIDENTIAL).....	2
9.2	TENDER T2017-06 RECEIVE AND PROCESS RESIDUALS FOR WTE (CONFIDENTIAL)	3
10.	QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN	3
11.	DECLARATION OF CLOSURE OF MEETING	3

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chairman welcomed everyone in attendance and declared the meeting open at 4.00pm.

“I respectfully acknowledge the traditional owners of the land on which this meeting is taking place today – the Nyungar people of Western Australia and pay our respects to their elders’ past and present”.

2. RECORD OF ATTENDANCE / APOLOGIES

PRESENT

Cr Doug Thompson (Chairman)	City of Fremantle
Cr Steve Kepert (Deputy Chairman)	City of Melville
Cr Cliff Collinson	Town of East Fremantle

Mr Gary Tuffin (REG Member)	Town of East Fremantle
Mr Graham Tattersall (REG Member)	City of Fremantle
Mr Mick McCarthy (REG Member)	City of Melville

Mr Tim Youé	SMRC, Chief Executive Officer
Mr Chris Wiggins	SMRC, Executive Manager Corporate Services

APOLOGIES

Cr Wendy Cooper	City of Kwinana
-----------------	-----------------

3. DISCLOSURE OF INTERESTS:

Nil

4. **PUBLIC QUESTION TIME:**
Nil
5. **DEPUTATIONS / PRESENTATION:**
Nil
6. **ANNOUNCEMENT BY THE CHAIRMAN OR PRESIDING PERSON**
Nil.
7. **ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**
Nil
8. **ANNOUNCEMENT OF CONFIDENTIAL MATTERS FOR WHICH MEETING MAY BE CLOSED TO THE PUBLIC**
Items 9.1 and 9.2
9. **REPORTS OF THE CEO**

COUNCIL RESOLUTION

20.10-1 **MOVED: CR S KEPERT** **SECONDED: CR C COLLINSON**

THAT THE MEETING GO BEHIND CLOSED DOORS TO DISCUSS CONFIDENTIAL ITEM 9.1 AND 9.2 IN ACCORDANCE WITH SECTION 5.23(2)(D) MATTERS DEALING WITH LEGAL ADVICE AND SECTION 5.23(2)(C) MATTERS DEALING WITH CONTRACTS.

CARRIED 3/0

9.1 AUSTRALIAN CARBON CREDIT UNITS (ACCU) (CONFIDENTIAL)

COUNCIL RESOLUTION

20.10-02 **MOVED: CR C COLLINSON** **SECONDED: CR S KEPERT**

CEO RECOMMENDATION

1. **THAT THE REGIONAL COUNCIL ENTER INTO A DEED OF NOVATION, VARIATION AND REINSTATEMENT BETWEEN CORPORATE CARBON SOLUTIONS PTY LTD, CORPORATE CARBON ADVISORY PTY LTD AND THE SMRC FOR THE SALE OF AUSTRALIAN CARBON CREDIT UNITS (ACCU'S) TO 13 DECEMBER 2024.**
2. **THAT THE CEO BE AUTHORISED TO NEGOTIATE ANY MINOR VARIATIONS REQUIRED AND SIGN THE DEED OF VARIATION ON BEHALF OF THE REGIONAL COUNCIL.**

CARRIED 3/0

9.2 TENDER T2017-06 RECEIVE AND PROCESS RESIDUALS FOR WTE (CONFIDENTIAL)

COUNCIL RESOLUTION

20.10-03

MOVED: CR C COLLINSON

SECONDED: CR S KEPERT

CEO RECOMMENDATION/S

THE REGIONAL COUNCIL RESOLVES TO, SUBJECT TO AGREEMENT BY ALL PROJECT PARTICIPANTS:

1. ENTER INTO A WASTE SUPPLY AGREEMENT WITH KWINANA WTE PROJECT CO PTY LTD, PROJECT PARTICIPANTS AND SMRC FOR THE PROVISION OF WASTE-TO-ENERGY SERVICES IN ACCORDANCE WITH TENDER T2017-06.
2. ENTER INTO A FINANCIERS DIRECT DEED WITH BTA INSTITUTIONAL SERVICES AUSTRALIA LIMITED, KWINANA WTE PROJECT CO PTY LTD, PROJECT PARTICIPANTS AND SMRC.
3. AMEND AND COMBINE THE PROJECT PARTICIPANTS' AGREEMENTS FOR THE REGIONAL RESOURCE RECOVERY CENTRE PROJECT.
4. THE CHAIR AND THE CHIEF EXECUTIVE OFFICER BE AUTHORISED TO SIGN AND SEAL UNDER COMMON SEAL (IF REQUIRED) THE ABOVE DEED AGREEMENTS.
5. THE WASTE SUPPLY AGREEMENT, FINANCIERS DIRECT DEED, AMENDED PROJECT PARTICIPANTS AGREEMENT AND A COPY OF THIS RESOLUTION BE FORWARDED TO THE PARTICIPANTS FOR CONSIDERATION.

CARRIED BY ABSOLUTE MAJORITY 3/0

COUNCIL RESOLUTION

20.10-4

MOVED: CR S KEPERT

SECONDED: CR C COLLINSON

THAT THE MEETING NO LONGER BE HELD BEHIND CLOSED DOORS.

CARRIED 3/0

10. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

11. DECLARATION OF CLOSURE OF MEETING

There being no further business to discuss, The Chair thanked those present for their attendance and declared the meeting closed at 4:30pm.

I hereby certify that the Minutes of the Council Meeting held on 26 October 2020 were confirmed on 26 November 2020.

Cr Doug Thompson
Presiding Member


Signature