



EXTERNAL MINUTES290915

Meeting:

Joondalup Lotteries House Management Committee

Meeting held Thursday 11 June 2015 commencing at 1pm in the Conference Room at Joondalup Lotteries House

ATTACHMENT 1

	Agenda Item	Status	Actions
1	Meeting opened	1:00pm	
2	Attendance	Mandy Stringer-Chairperson, Julie Forrester-Vice Chairperson, Kum Weng Lee-Treasurer. Jenny Drury, Pam Cackett, Fran Edmeades, Jennie Hague-Administrator.	
3	Apologies	Christopher Paull, Joeline Mandzufas	
4	Confirmation of previous minutes	Motion: That the minutes of the meeting held on 9 April 2015 are accepted and the business ratified as a true and correct record.	MOVED: Fran Edmeades SECONDED: Julie Forrester CARRIED:
5	Nominations for Committee Positions	Any changes	No changes
6	Financial report	Treasurer present current financial report. Draft budget to be presented 2015/2016 year for ratification. Pay adjustment for Administrator from 1 July 2015.	<ul style="list-style-type: none"> • The Financial Statement presented by the Treasurer shows the House has a bank account close to \$100,000 which now makes it possible to start on the required maintenance schedule. • The Treasurer presented the draft budget to the committee for financial year 2015/2016 Line item: Staff development and Training to be adjusted to \$450. • An annual increase is recommended to Tenants and services from 1 July 2015.

	Agenda Item	Status	Actions
			<p>An increase of 2% across the board would enable the House to maintain its current financial position.</p> <ul style="list-style-type: none"> • Pam Cackett to check and present to the Committee the Office Administrator's pay adjustment for the next financial year. • The Current Treasurer Kum Weng Lee announced his intention to resign at the next AGM and a replacement Kirstin Stewart an Accountant at HLB Mann Judd is to replace Kum as Treasurer. <p>Budget Accepted MOVED: Pam Cackett SECONDED: Fran Edmeades</p>
7	Tenants	Internal movement of current tenants and decision regarding current tenants taking extra space in Joondalup Lotteries House	<ul style="list-style-type: none"> • NMCDS have given notice to vacate Suite Two and Suite Ten of Joondalup Lotteries House. NMCDS moved out on 19 June 2015. Notice was given and their final date in the House is 15 July 2015. • Nutrition Australia has requested the Lease for Suite10. They still wish to keep their current Lease for Suite 8. This proposal was discussed by the Committee and accepted. • Youth Futures WA has requested to vacate Suite 3 and take over the Lease of Suite 2. Youth Futures WA intend to have some building works completed with the approval of the City of Joondalup to connect Suite 2 with their current Suite 1. The Committee accepted this proposal

	Agenda Item	Status	Actions
8	Maintenance	Address on Front of Building- Progress Video Monitor Front of Building-Progress Carpet Cleaning- Review Painting Quotes- Progress	<ul style="list-style-type: none"> • The Signage for the Front of the building has been approved by the City of Joondalup and the sign has been ordered from Signarama. • The new video monitor at the front of the building has been ordered and we are waiting for this to arrive and be fitted by Aspect Security. • The carpets for the House have been cleaned and the Committee is happy with the results. • All painting quotes have been received. The Committee would like to go ahead with the internal painting of the House. The Committee discussed the quotes accepting Ian Dunthorpe as the painter if the references are acceptable. Three References are to be checked and sent to the Committee for approval before the Contractor is accepted. The Committee would like works to be completed over the Christmas period if possible. Administration Office to let the Committee know of progress.
9	Creche Update	Report to be provided.	The Creche is running well. Some Volunteers have left but we have new Volunteers to take over. New volunteers will be recruited as needed.
10	FAX/Internet	Telephone line/Internet - Progress	The Committee agreed that the Lotteries House FAX telephone number is to be cancelled. To achieve this Lotteries House internet access will need to be transferred to the Lotteries House main telephone number.

	Agenda Item	Status	Actions
			Administration Officer to action
12	Redevelopment of Lotteries House and Car Park Site	Update to be provided	Meetings about the redevelopment of the site continue to be held by a Council committee.
13	OHS	OHS- First Aiders/Training for Fire Extinguishers/Duress System - Progress	Numerous First Aiders are available for use in the House and the Committee feel strongly that if a fire does occur that the House is evacuated and Emergency Services are called. Five mobile duress alarms are broken, these are to be replaced and instructions are to be sent to all tenants as a reminder of how the duress system operates.
14	TV/Panaboard Conference Room	Progress	Panaboard and TV are now located in the Conference room available for use by Organisations.
15	Any Other Business	AGM date to be set	AGM to be held combined with Committee meeting on 8 October 2015.
16	Future Meetings	13 August 2015 08 October 2015 10 December 2015 From 1:00pm to 2.30pm -Joondalup Lotteries House Conference Room unless otherwise advised.	
17	Meeting Closed	2:30pm	

Signature Chairperson:

Date:



MINUTES

ORDINARY COUNCIL MEETING

TIME: 5.30PM

THURSDAY 20 AUGUST 2015

CITY OF VINCENT

Managing waste and recovering resources responsibly
Constituent Members: *Cities of Perth, Joondalup, Stirling, Vincent and Wanneroo*
Towns of Cambridge and Victoria Park



CONTENTS

1	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS.....	3
2	ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE	3
3	DECLARATION OF INTERESTS	4
4	PUBLIC QUESTION TIME	4
5	ANNOUNCEMENTS BY THE PRESIDING PERSON	4
6	APPLICATIONS FOR LEAVE OF ABSENCE.....	4
7	PETITIONS / DEPUTATIONS / PRESENTATIONS	4
8	CONFIRMATION OF MINUTES OF PREVIOUS MEETING	4
	8.1 Ordinary Council Meeting - 2 July 2015	4
9	CHIEF EXECUTIVE OFFICER REPORTS.....	5
	9.1 Financial Statements for the months ended 31 May 2015 and 30 June 2015	5
	9.2 List of Payments made for the months ended 31 May 2015 and 30 June 2015.....	9
	9.3 Review of Council Policies and Delegations to the Chief Executive Officer.....	10
	9.4 Acquittal of Carbon Price Reserve.....	17
10	MEMBERS INFORMATION BULLETIN – ISSUE NO. 24.....	21
11	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	21
12	URGENT BUSINESS.....	21
13	QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN	21
14	MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC	21
	14.1 Waste to Energy – Regional Council Collaboration.....	22
	14.2 CEO Performance Review Committee – Consideration of Committees Recommendations	23
15	NEXT MEETING	24
16	CLOSURE	24

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Chair declared the meeting open at 5.30pm

2 ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Councillor Attendance

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

Apologies

Cr J Davidson OAM JP	City of Perth
----------------------	---------------

Leave of Absence

Nil

Absent

Nil

MRC Officers

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

MRC Observers

Ms A Slater (Management Accountant)

Member Council Observers

Mr N Ahern (City of Perth)
Mr W Bow (Town of Victoria Park)
Mr N Claassen (City of Joondalup)
Mr L Kosova (City of Vincent)
Mr S Sciberras (City of Stirling)
Mr H Singh (City of Wanneroo)

Visitors

Nil

Members of the Public

Nil

Press

Nil

3 DECLARATION OF INTERESTS

Interest Type	Financial Interest
Name and Position of Person	Brian Callander, Chief Executive Officer, MRC
Report Item No. and Topic	14.2
Nature of Interest	Consideration of a salary increase for CEO

4 PUBLIC QUESTION TIME

Nil

5 ANNOUNCEMENTS BY THE PRESIDING PERSON

Nil

6 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7 PETITIONS / DEPUTATIONS / PRESENTATIONS

Nil

8 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

8.1 ORDINARY COUNCIL MEETING – 2 JULY 2015

The Minutes of the Ordinary Council Meeting held on 2 July 2015 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 2 July 2015 be confirmed as a true record of the proceedings.

RESOLVED

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

CARRIED UNANIMOUSLY (11/0)

9 CHIEF EXECUTIVE OFFICER REPORTS
--

9.1	FINANCIAL STATEMENTS FOR THE MONTHS ENDED 31 MAY 2015 AND 30 JUNE 2015
File No:	FIN/5-05
Appendix(s):	Appendix No. 1 Appendix No. 2 Appendix No. 3
Date:	7 August 2015
Responsible Officer:	Director Corporate Services

SUMMARY

The purpose of this report is to provide financial reporting in line with statutory requirements which provides useful information to stakeholders of the Council.

BACKGROUND

Reporting requirements are defined by Financial Management Regulations 34 of the Local Government (Financial Management) Regulations 1996.

The financial statements presented for each month consist of:

- Operating Statement by Nature – Combined
- Operating Statement by Nature – RRF Only
- Operating Statement by Function
- Statement of Financial Activity
- Statement of Reserves
- Statement of Financial Position
- Statement of Investing Activities
- Information on Borrowings
- Tonnage Report

DETAIL

The Financial Statements attached are for the months ended 31 May 2015 and 30 June 2015 and are attached at **Appendix No. 1 and 2** to this Item. The Tonnage Report for the 12 months to 30 June 2015 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.

The results presented for the year ended 30 June 2015 have not yet been audited and as a result, some adjustments are still likely to be processed through the accounts which may affect the final surplus for the year.

Summary of results for the year ended 30 June 2015

	Actual	Budget	Variance
	t	t	t
Tonnes – Members	352,463	350,825	1,638
Tonnes – Others	18,897	20,461	(1,564)
TOTAL TONNES	372,360	371,286	74
	\$	\$	\$
Revenue – Members	43,694,231	43,663,910	30,321
Revenue – Other	5,892,113	5,616,274	275,839
TOTAL REVENUE	49,586,344	49,280,184	306,160
Expenses	48,126,487	51,023,343	2,896,856
Profit on sale of assets	18,680	3,372	15,308
Loss on sale of assets	(317,009)	(31,127)	(285,882)
NET SURPLUS	1,161,528	(1,770,914)	2,932,442

Commentary

Member tonnes for the 12 months to June 2015 are materially in line with the budget.

For the year to date (pre-audit), the MRC is showing a positive result to budget of \$2.9 million. The variances giving rise to this positive movement in the surplus are summarised below.

Analysis of 2014/15 surplus (unaudited)

Budget item	Explanation of variance	\$ 000's
1 Power generation sales	Higher than budgeted sales were achieved by Landfill Gas and Power (LGP). The timing of these sales is unpredictable, as LGP will time the sales to try and achieve the best market rates.	320
2 Employee costs	Operational savings were achieved through overtime reductions and use of casual staff (\$140k). Further savings were achieved via casual staff costs for education not incurred and through reductions in working hours for certain staff, as well as underspending of conference budgets (\$165k). As a consequence of the reductions in salaries across the various areas, superannuation costs were reduced by \$56k.	416
3 Consultants/contractors	Less than budgeted was spent as a result of: - delays in proceeding with the acquisition of a new landfill site and a detailed infrastructure review (\$270k); and - RRF consultancy services not required (\$35k) and provision for finance and admin contract labour not required (\$57k).	398

Analysis of 2014/15 surplus (unaudited)

Budget item	Explanation of variance	\$ 000's
4 Communication	Less than budgeted was spent primarily as a result of delays in launching the 'No Glass' campaign (\$200k).	276
5 Landfill expenses	Less than was budgeted was spent on: - mattress recycling (\$108k) as fewer mattresses than anticipated were collected by the contractor; - ground water management (\$105k) and monitoring programs (\$125k) as these programs progress, more cost effective options are being explored;and - limestone cover for landfill (\$81k) as a result of operational efficiencies.	555
6 Plant operations and hire	Operational savings were achieved with respect to repairs and maintenance (\$49k) which has a consequential reduction in replacement hire costs (\$93k). Further savings were achieved with respect to workshop consumables (\$21k), tyres and tubes (45k) and fuel and oil costs (\$67k).	330
7 Borrowing costs	Borrowing costs were over budgeted on a loan facility that moved from a fixed rate period to a floating rate period.	238
8 Insurances	The MRC was unable to insure gas and leachate risks during the year.	171
9 DER Landfill levy	The levy expense is lower than budgeted as a result of less tonnes to landfill than anticipated, as well as the timing of the tonnes received before and after the increase in the levy from 1 January 2015.	271
10 Cell development ammortisation	The cell development expenses are below budget as a result of lower than expected tonnes to landfill.	347
11 Other minor variances	Variance immaterial variances	253
12 RRF operating expenses	Relates to the additional tonnes processed through the RRF above the budgeted 100,000 per annum capacity. The MRC does not pay the capital cost on the tonnes in excess of 100,000 tonnes and as a result, these additional tonnes are processed at a cost cheaper than would be incurred to landfill the tonnes.	(372)
13 Loss on sale of assets	Attributable to an unforeseen loss on sale of the landfill compactor.	(271)
Net variance to budget		<u>2,932</u>

VOTING REQUIREMENT

Simple Majority

RESPONSIBLE OFFICER RECOMMENDATION

That the Financial Statements set out in Appendix No. 1 and 2 for the months ended 31 May 2015 and 30 June 2015, respectively, be received.

RESOLVED

**Cr Re moved, Cr Carey seconded
That the recommendation be adopted.**

CARRIED UNANIMOUSLY (11/0)

9.2	LIST OF PAYMENTS MADE FOR THE MONTHS ENDED 31 MAY 2015 AND 30 JUNE 2015
File No:	FIN/5-05
Appendix(s):	Appendix No. 4 Appendix No. 5
Date:	7 August 2015
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 May 2015 and 30 June 2015 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 4 September 2014, 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 May 2015	General Municipal	Cheques	\$58,358.11
		EFT	\$2,950,318.40
		DP	\$287,957.93
		Inter account transfers	<u>\$2,500,000.00</u>
		Total	\$5,796,634.44
30 June 2015	General Municipal	Cheques	\$85,235.12
		EFT	\$2,843,337.56
		DP	\$541,555.35
		Inter account transfers	<u>\$1,600,000.00</u>
		Total	\$5,070,128.03

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 May 2015 and 30 June 2015 be noted.

RESOLVED

Cr Newton moved, Cr Re seconded

That the recommendation be adopted.

CARRIED UNANIMOUSLY (11/0)

9.3	REVIEW OF COUNCIL POLICIES AND DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER
File No:	GOV/27
Appendix(s):	Appendix 6 – Council Policy Manual (Current) Appendix 7 – Register of Delegations(Current)
Attachment(s):	Attachment 1 – Council Policy CP13 – Budget Variance Reporting Threshold (New)
Date:	6 August 2015
Responsible Officer:	Chief Executive Officer

SUMMARY

The report seeks endorsement of the review undertaken by the Chief Executive Officer (CEO) on the current Council Policies and Delegations and of a new policy to determine reporting requirements for variations to the Budget.

BACKGROUND

The current Council Policies and Register of Delegations endorsed by Council are operating effectively, providing for efficient and timely administrative services and guidance in relation to discretionary decisions the Council has the ability to make by virtue of the *Local Government Act 1995* and other statutes.

DETAIL

In line with good governance practices the administration has formally reviewed Council's policies and delegations to the CEO. The result of the review was that the current policies and delegations to the CEO are adequate for purpose, however it was considered that a new policy entitled "*Budget Variance Reporting Threshold*" be added to ensure full compliance with Regulation 34 of the *Local Government (Financial Management) Regulations 1996* (the Regulation).

Currently material variances are reported in the Financial Statements on a monthly basis and presented in a report to the Council meetings recommending that the report '*be received*', but the Regulation requires the Council to formally set the value of the variances which are to be reported in the Financial Statements on an annual basis. The Mindarie Regional Council's Policies are reviewed and endorsed by Council annually and would thus meet the requirements of the Regulations. The new policy reads as follows:

"Policy No: CP 13

Policy Title: Budget Variance Reporting Threshold

Policy Statement:

To set the threshold for variances (\$) that are required to be reported to Council in the Month End Financial Statements.

Policy Procedure:

The following year-to-date variances to Budget will be reported in the Financial Statements for each month presented to Council.

Revenue:

1. *Member Revenue (Aggregated) variances greater than \$250,000.*
2. *Non Member Revenue (Aggregated) variances greater than \$100,000.*
3. *Other Revenues Charged (Per Line Item) variances greater than \$100,000.*

Expenses:

1. *All Expense variations (Per Line Item) greater than \$100,000.*

To assist in determining the threshold for the variances to be reported, the Regulation refers to the Australian Accounting Standards made and amended from time-to-time by the Australian Accounting Standards Board (AASB).

When examining the AASB standards, two standards apply which are AASB 101, *Presentation of Financial Statements*, and AASB 108 *Accounting Policies, Changes in Accounting Estimates and Errors*.

Both standards define materiality as follows:

“Material – omissions or misstatements of items are material if they could, individually or collectively, influence the economic decisions that users make on the basis of the financial statements. Materiality depends on the size and nature of the omission or misstatement judged in the surrounding circumstances. The size or nature of the item, or a combination of both, could be the determining factor.”

Neither standard however, gives a prescriptive mechanism of how a materiality threshold is to be calculated, rather it is a subjective measure which is determined with reference to the organisation’s particular circumstances and users. The levels set in the new policy address the definition of material variances and ensure that the Council is made aware of variances that may materially affect the business.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995 (the Act)

The following extracts from the Act relate to Council’s obligations in the areas of policy development and delegations to the CEO.

- “2.7. *Role of council*
- (1) *The council —*
 - (a) *governs the local government’s affairs; and*
 - (b) *is responsible for the performance of the local government’s functions.*
 - (2) *Without limiting subsection (1), the council is to —*
 - (a) *oversee the allocation of the local government’s finances and resources; and*
 - (b) *determine the local government’s policies.*
- 5.42. *Delegation of some powers and duties to CEO*
- (1) *A local government may delegate* to the CEO the exercise of any of its powers or the discharge of any of its duties under —*
 - (a) *this Act other than those referred to in section 5.43; or*

- (b) *the Planning and Development Act 2005 section 214(2), (3) or (5).*
 * *Absolute majority required.*
- (2) *A delegation under this section is to be in writing and may be general or as otherwise provided in the instrument of delegation.*

5.43. Limits on delegations to CEO

A local government cannot delegate to a CEO any of the following powers or duties —

- (a) *any power or duty that requires a decision of an absolute majority or 75% majority of the local government;*
- (b) *accepting a tender which exceeds an amount determined by the local government for the purpose of this paragraph;*
- (c) *appointing an auditor;*
- (d) *acquiring or disposing of any property valued at an amount exceeding an amount determined by the local government for the purpose of this paragraph;*
- (e) *any of the local government’s powers under section 5.98, 5.98A, 5.99, 5.99A or 5.100;*
- (f) *borrowing money on behalf of the local government;*
- (g) *hearing or determining an objection of a kind referred to in section 9.5;*
- (ha) *the power under section 9.49A(4) to authorise a person to sign documents on behalf of the local government;*
- (h) *any power or duty that requires the approval of the Minister or the Governor;*
- (i) *such other powers or duties as may be prescribed.”*

Local Government (Financial Management) Regulations 1996 (the Regulation)

The following extract from the Regulation relates to the requirement to have Council adopt a variance value annually.

“Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.”

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC/COMMUNITY AND CORPORATE/BUSINESS PLAN IMPLICATIONS

Strategic Community Plan 2013/14 - 2033/34	
OBJECTIVE 1	Long Term Viability
Sub Objective	Good Corporate Governance
This report is required by legislation to ensure that the Council has the opportunity to review its current policies and the delegations it has provided to the Chief Executive Officer thus maintaining the relevance of the documents.	

Corporate Business Plan 2013/14 – 2016/17		
Strategies	Actions	Responsible Officer

1.1.2	Ensure Council Policies are relevant and reviewed by Council	CEO
1.1.3	Review the relevance of the delegations from the Council and report findings to Council	CEO
These actions ensure that an officer within the organisation, in this case the CEO, has a direct responsibility to review the current Council Policies and Instrument of Delegation and report the review findings to Council.		

COMMENT

The review of the policies and delegations by the administration determined that the current policies and delegations were adequate for their purpose and that an additional policy (CP 13 – Budget Variance Reporting Threshold) was required to improve compliance with the Regulation by setting a formal value for reporting material variances to Budget, acknowledging that the reporting of material variances was already engrained in the current financial reports developed by the Administration.

VOTING REQUIREMENT

Simple Majority

RESPONSIBLE OFFICER RECOMMENDATION

That the Council:

1. Retain the existing Policies and Delegations (refer Appendix 6 & 7); and
2. Approve a new Policy (Policy No. CP13 – Budget Variance Reporting Threshold) as included in the Details section of, and Attachment 1, to this report.

Cr Bissett moved, Cr Boothman seconded

Cr Carey raised a concern in relation to Policy No. CP07 – Gratuity Payments and indicated that he could not support the retention of this policy as he believed that additional benefits are adequately compensated for in the *Local Government Act 1995*.

The Chairperson indicated to Cr Carey that as the item had been moved and seconded he could only foreshadow a change to remove the policy once the item had been considered.

The responsible officer recommendation was Put and Lost (5/6)

Cr Carey then moved a motion to withdraw Policy No. CP07 – Gratuity Payments from the Council Policy Manual.

FORESHADOW MOTION

Cr Carey moved, Cr Hollywood seconded

That the Council:

1. Retain the existing Policies and Delegations (refer Appendix 6 & 7) except Policy No. CP07 – Gratuity Payments; and
2. Approve a new Policy (Policy No. CP13 – Budget Variance Reporting Threshold) as included in the Details section of, and Attachment 1, to this report.

CARRIED UNANIMOUSLY (11/0)

Reason for Motion alternative to the Responsible Officer Recommendation

The Councillors agreed with Cr Carey's position that Gratuity Payments as permitted in the *Local Government Act 1995* were adequate therefore supported the motion.

ATTACHMENT 1
TO ITEM 9.3
ORDINARY COUNCIL MEETING
20 AUGUST 2015
POLICY NO. CP13 – BUDGET VARIANCE REPORTING THRESHOLD



Policy No: CP 13

TRIM Reference: D/13/

Policy Title: Budget Variance Reporting Threshold

Policy Statement:

To set the threshold for variances (\$) that are required to be reported to Council in the Month End Financial Statements

Policy Procedure:

The following year-to-date variances to Budget will be reported in the Financial Statements for each month presented to Council.

Revenue:

1. Member Revenue (Aggregated) variances greater than \$250,000.
2. Non Member Revenue (Aggregated) variances greater than \$100,000.
3. Other Revenues Charged (Per Line Item) variances greater than \$100,000.

Expenses:

1. All Expense variances (Per Line Item) greater than \$100,000.

Legislation	Local Government (Financial Management) Regulations 1996
Responsible Officer	Chief Executive Officer
Council Meeting Date	20 August 2015
Review History	Nil
Next Review Date	August 2016
Revision History	Nil
Delegation to the Chief Executive Officer	Nil

9.4	ACQUITTAL OF CARBON PRICE RESERVE
File No:	ENV/38-04
Appendix(s):	Appendix 8 – Waste Industry Protocol
Date:	12 August 2015
Responsible Officer:	Gunther Hoppe

SUMMARY

The purpose of this report is to seek Council's approval to acquit the Mindarie Regional Council's (MRC) carbon price reserve in line with the principles outlined in the Waste Industry Protocol.

BACKGROUND

In 2012 the then Federal Government introduced a carbon price mechanism which required significant carbon emitters, including large landfill operators, to pay a fixed carbon price on their carbon emissions.

The MRC was captured under this scheme and as a result passed on a carbon price related cost increase to its customers for the 2012/13 and 2013/14 financial years.

In 2014, the new Federal Government repealed the carbon price mechanism effective from 30 June 2014. As a result, the MRC ceased passing on a carbon price related cost increase to its customers effective from 1 July 2015.

Waste deposited in a landfill was deemed not to produce any methane emissions (more destructive than pure carbon emissions) in the first year it was deposited in the landfill. Thereafter, that same waste would continue to generate methane for an estimated 40 years as it decomposed.

As a result, landfill operators, including the MRC, were passing on the future costs associated with the lifetime emissions from each tonne of waste deposited into landfill to customers at the 'point of sale', thus collecting funds to settle a future anticipated carbon liability.

This resulted in the MRC collecting approximately \$3.4 million in respect of the carbon price from both member councils and other non-member customers. Approximately \$57,000 of these funds were used to acquit the MRC's carbon price liability related to the emissions from landfill during the operation of the scheme.

The balance of these funds has been kept in reserve by the MRC until such time as the Federal Government indicated what would be regarded as an acceptable acquittal of the funds.

The Australian Landfill Owners Association (ALOA) and Australian Local Government Association (ALGA) have together with Federal Minister for the Environment, Mr Greg Hunt, recently agreed on a voluntary Waste Industry Protocol to address how these funds should be acquitted.

The MRC has previously committed in the first instance to complying with any legislation regarding the acquittal of these funds that might be promulgated. Further, the MRC has

historically supported the principles of refunding residual carbon price proceeds to the member councils from which they were received.

DETAIL

A copy of the voluntary Waste Industry Protocol is included at Appendix 1.

The key tenets of the protocol are as follows:

- The protocol is voluntary and does not compel landfill operators to adopt the protocol
- Residual carbon funds held by operators should be refunded to local government customers in respect of their kerbside waste collected
- Any remaining funds should be either:
 - o Invested in carbon abatement projects; and/or
 - o Acquitted through the purchase and surrender to the Government of carbon abatement units.

While adoption of the protocol is voluntary, the MRC's historical position on how it was proposing to deal with these funds is closely aligned to that of the protocol.

However, were the MRC to formally adopt the protocol, this would introduce significant audit and regulatory compliance obligations on the MRC. Given that the MRC has kept very clear, publicly disclosed records with respect to the funds collected under the carbon price mechanism, the administration are of the view that the level of scrutiny and compliance being proposed under the protocol is unnecessarily burdensome in the MRC's particular circumstances.

With this in mind, the administration is proposing that the MRC act in a manner that is in alignment with the principles of the protocol, but that the MRC does not formally adopt the protocol. This course of action will still achieve the economic outcomes and clear accountability and transparency sought by the protocol and the government, without imposing an unnecessary compliance burden on the MRC.

Under this course of action, the MRC would propose to do the following:

- Change the purpose of the current
'Reserve for carbon price' whose purpose is 'to be used to fund the MRC's liability arising from the Carbon Price Mechanism'
to
'to be used to fund the MRC's liability arising from the Carbon Price Mechanism or to refund member councils for carbon price proceeds received from them'
to allow for the refunds to member councils to occur
- Refund the residual carbon funds received from member councils, currently held in the carbon price reserve, directly to the member councils within the 60 days outlined in the protocol (approximately \$2.9 million)
- Create a new reserve called the *'Carbon abatement reserve'*, whose purpose will be *'to be used to fund carbon abatement projects'*, with any residual funds in the *Reserve for carbon price* (estimated \$491,077) being transferred to the *Carbon abatement reserve*.

- The remaining residual carbon funds received from non-member customers to be held in the 'Carbon abatement reserve', would be used for carbon abatement projects as contemplated in the protocol which the MRC will identify and invest in before 31 December 2017 (approximately \$0.5 million)

All of the above, including the carbon abatement projects which the MRC decides to invest in, will be disclosed in the MRC's annual reports which are publicly available.

The table below provides the breakdown of carbon funds received during 2012/13 and 2013/14, net of amounts used to acquit the MRC's carbon liabilities, which will be refunded to member councils and/or set aside in the new reserve.

	\$
Town of Cambridge	97,572
City of Joodalup	740,969
City of Perth	156,911
City of Stirling	675,130
Town of Victoria Park	149,684
City of Vincent	170,825
City of Wanneroo	858,564
To be refunded to councils	<u>2,849,654</u>
To be transferred to carbon abatement reserve	491,077
Total balance on current reserve for carbon price	<u>3,340,731</u>

CONSULTATION

The MRC has been in discussions with ALOA and the Minister's office on the matters leading to the protocol over the last number of months.

STATUTORY ENVIRONMENT

The adoption of the Waste Industry Protocol by landfill operators is voluntary. It is being proposed that the MRC comply with the intent and principles of the protocol without formally adopting the protocol.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

The \$3.3 million held by the MRC is currently held in a cash backed reserve. No acquittal of these funds had been budgeted for the 2015/16 financial year as the MRC was waiting for a final position from the Minister before committing to a formal course of action.

The \$491,077 to be held in the new carbon abatement reserve will be expended on carbon abatement projects identified by the MRC and ratified by Council before the deadline outlined in the protocol of 31 December 2017.

STRATEGIC IMPLICATIONS

Nil

COMMENT

Nil

VOTING REQUIREMENT

Absolute Majority

RESPONSIBLE OFFICER RECOMMENDATION

That Council:

- a. elects to act in line with the principles outlined in the Waste Industry Protocol without choosing to formally adopt the protocol;
- b. changes the purpose of the ‘Reserve for carbon price’ to ‘to be used to fund the MRC’s liability arising from the Carbon Price Mechanism or to refund member councils for carbon price proceeds received from them’;
- c. approves the refunding of carbon price proceeds received from member councils within 60 days as follows:

1. Town of Cambridge	\$97,572
2. City of Joondalup	\$740,969
3. City of Perth	\$156,911
4. City of Stirling	\$675,130
5. Town of Victoria Park	\$149,684
6. City of Vincent	\$170,825
7. City of Wanneroo	\$858,564

and

- d. approves the creation of a new reserve called the ‘Carbon abatement reserve’ whose purpose will be ‘to be used to fund carbon abatement projects’ and the transfer of \$491,077 from the ‘Reserve for carbon price’ to the ‘Carbon abatement reserve’.
- e. In accordance with Section 6.11 of the Local Government Act 1995 the Council provide one month public notice advising of its decision as detailed in (b) above.

(Absolute Majority Required)

RESOLVED

Cr Newton moved, Cr Proud seconded
That the recommendation be adopted.

CARRIED UNANIMOUSLY (11/0)

10 MEMBERS INFORMATION BULLETIN – ISSUE NO. 24

RESPONSIBLE OFFICER RECOMMENDATION

That the Members Information Bulletin Issue No. 24 be received.

RESOLVED

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

CARRIED UNANIMOUSLY (11/0)

11 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12 URGENT BUSINESS

Nil

13 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

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

The Chairperson requested that in accordance with clause 7.9(3) of the Mindarie Regional Council Standing Orders Local Law 2010 and s5.23 of the Local Government Act 1995, Council proceed to meet “behind closed doors” to allow the Council to consider Items 14.1 and 14.2 as they were of a confidential nature.

Cr Bissett moved, Cr Proud seconded

CARRIED UNANIMOUSLY

No visitors in attendance. Member Council CEOs and Officers and Mindarie Regional Council Officers were invited to stay for Confidential Item 14.1. Doors were closed at 5.47pm.

14.1	WASTE TO ENERGY – REGIONAL COUNCIL COLLABORATION
File No:	WST/209
Appendix(s):	Nil
Date:	7 August 2015
Responsible Officer:	Chief Executive Officer

RESPONSIBLE OFFICER RECOMMENDATION

That the Council:

- 1. Authorise the Chief Executive Officer to enter into discussions with the EMRC and the SMRC to determine if a suitable Waste to Energy solution could be developed for the combined regions;**
- 2. Receive a further report from the Chief Executive Officer on the outcome of the discussions if they require any commitment, financial or otherwise, from the MRC.**

RESOLVED

Cr Stewart moved, Cr Re seconded

That the recommendation be adopted.

CARRIED UNANIMOUSLY (11/0)

NOTE: The Chief Executive Officer has NOT released Report 14.1 for Public information due to Council's decision may result in a contract being entered into.

Member Council CEOs and Officers and Mindarie Regional Council CEO and Officers left the chambers for Confidential Item 14.2. MRC Director Corporate Services, Gunther Hoppe and Minute Taker Lynda Nyssen were invited to stay. Doors were closed at 5.50pm.

14.2	CEO PERFORMANCE REVIEW COMMITTEE - CONSIDERATION OF COMMITTEES RECOMMENDATIONS
File No:	PER/79
Attachments(s):	1. Chief Executive Officer Annual Appraisal 23 July 2015
Date:	27 July 2015
Responsible Officer:	Sonia Cherico

RECOMMENDATION

That the CEO Performance Review Committee recommends that Council:

- 1. ADOPTS the 2015 Performance Review Report of the CEO.**
- 2. ENDORSES the overall rating of “Meets performance indicators and associated objective at a highly satisfactory level”.**
- 3. ENDORSES the Key Performance Indicators and Objectives for 2015/16.**
- 4. APPROVES in accordance with the Salaries and Allowances Tribunal classification for the Mindarie Regional Council, the CEO’s total reward package be set at the maximum level of Band 3 for Regional Council CEO’s being \$252,917 commencing from 1 July 2015.**

RESOLVED

Cr Bissett moved, Cr Hollywood seconded
That the recommendation be adopted.

CARRIED (6/5)

For: Cr Bissett, Cr Driver, Cr Fishwick, Cr Hollywood, Cr Newton, Cr Re
Against: Cr Boothman, Cr Carey, Cr Proud, Cr Stewart, Cr Withers

NOTE: The Chief Executive Officer has NOT released Report 14.1 for Public information due to Council’s decision is a matter that affects the CEO.

The Chairperson sought that the meeting be reopened to the public
Cr Fishwick moved, Cr Stewart seconded.

CARRIED UNANIMOUSLY (11/0)

The meeting was reopened at 6.18pm.

The Chairperson read out the resolutions and the votes, made behind closed doors, of the Council Item 14.1 and 14.2 as detailed above.

15 NEXT MEETING

Next meeting to be held on Thursday 8 October 2015 in the Council Chambers at City of Perth commencing at 5.30pm.

16 CLOSURE

The Chairman closed the meeting at 6.21pm and thanked City of Vincent for their hospitality and use of their meeting facilities.

These Minutes were confirmed by the Council as a true and accurate record of the Ordinary Meeting of the Council held on 20 August 2015.

Signed Chairman

Dated this day of 2015

01-005-03-0001



ATTACHMENT 3

North Metropolitan Zone

Minutes

27 August 2015

North Metropolitan Zone

Hosted by the City of Stirling

25 Cedric Street STIRLING – Phone 9205 8555

Thursday 27 August 2015

Commenced at 6:02 pm

Minutes

MEMBERS

4 Voting Delegates from each Member Council

City of Joondalup

Cr Sam Thomas (DSC)
Cr John Chester (Deputy)
Cr Mike Norman (Deputy)
Mr Brad Sillence, Manager Governance – non-voting delegate

City of Stirling

Cr David Michael (SC) **Chair**
Cr David Boothman
Mayor Giovanni Italiano JP (DCS)
Cr Elizabeth Re
Mr Stuart Jardine, Chief Executive Officer – non-voting delegate

City of Wanneroo

Mayor Tracey Roberts JP (SC)
Cr Frank Cvitan JP (DSC)
Cr Russell Driver
Cr Domenic Zappa
Mr Mustafa Yildiz, Manager Governance and Legal – non-voting delegate

WALGA Representatives

Ms Allison Hailes, Executive Manager Planning & Community Development
Ms Ana Fernandez, Executive Officer Governance

DLGC Representative

Ms Julie Knight, Sector Regulation and Support

Guest Speakers

Nil

APOLOGIES

City of Joondalup

Cr Geoff Amphlett JP (SC)
Cr Russ Fishwick JP
Cr Philippa Taylor
Mr Garry Hunt, Chief Executive Officer – non-voting delegate
Mr Jamie Parry, Director Governance and Strategy – non-voting delegate

City of Stirling

Ms Bernadine Tucker, Manager Governance & Council Support – non-voting delegate

City of Wanneroo

Mr Daniel Simms, Chief Executive Officer – non-voting delegate

DLGC Representative

Ms Zoe Vos

ANNOUNCEMENTS

**Moved Cr Frank Cvitan
Seconded Mayor Giovanni Italiano**

That the North Metropolitan Zone nominated Cr David Michael to Chair the meeting of 27 August 2015.

CARRIED

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

ATTACHMENTS WITH IN THE AGENDA

1. Minutes of previous meeting
2. Zone Status Report
3. Standing Orders
4. President's Report

1. DEPUTATIONS

Nil

2. CONFIRMATION OF MINUTES

RESOLUTION

**Moved Cr David Boothman
Seconded Cr Frank Cvitan**

That the Minutes of the meeting of the North Metropolitan Zone held on 25 June 2015 be confirmed as a true and accurate record of the proceedings.

CARRIED

3. DECLARATION OF INTEREST

Nil

4. BUSINESS ARISING

Nil

5. REPORTS FROM MEMBER COUNCILS

5.1 Local Government to Lobby State Government for the Regulation of Drones

IN BRIEF

Remotely piloted aircraft (RPAs) or drones potentially pose a serious threat to privacy. Notwithstanding that there are numerous valid commercial uses for RPAs and drones, there is a significant risk that without regulation the use of RPAs and drones will have serious privacy implications, either intentionally, as in the case of deliberate surveillance, or inadvertently in the course of other activities like aerial photography, traffic monitoring or search and rescue. The emerging use of RPAs and drones requires the introduction of legislation as a matter of priority to protect the privacy of citizens and ensure that potential misuse by the general public, commercial operators as well as law enforcement is managed through a regulatory framework.

BACKGROUND

RPAs and drones are aircraft that have no human pilot on board and are usually controlled remotely however fully autonomous drones are emerging. The industry uses a wide variety of terms for such aircraft, including remotely-piloted aircraft and systems (RPA/RPAS) and unmanned aerial vehicles and systems (UAV/UAS) however for the purposes of this report all such unmanned aerial vehicles will be referred to as "drones".

The demand for the use of drone's in Australia is rapidly increasing mainly due to technological improvements that have made drones cheaper, more capable and easier to operate. The Civil Aviation Safety Authority (CASA) estimates tens of thousands of drones are being operated by recreational users, with skills ranging from amateur to expert. CASA is particularly concerned as people with no aviation background or training are acquiring drones capable of reaching heights of 3000ft (915m) and posing a significant risk to other aircraft when operating such drones.

Currently, drones are being used for commercial purposes however many of the smaller drones are used in similar ways to model aircraft for recreational and self-entertainment purposes. There have been recent reports that more innovative uses for drones have been developed including but not limited to monitoring of bushfires, monitoring cattle remotely, and delivering medical equipment in remote areas. Even as drones are poised to revolutionise the farming, mining, science, media and other industries, they continue to pose a real threat to privacy. Aviation safety regulations (Civil Aviation Safety Regulations 1998) part 101 (CASR 101) consolidates all the rules applicable to UAVs or RPA's into one body of legislation and restricts the deployment of drones.

CASA categorises drones operation and use into two categories being commercial and civil/hobbyist use, and sets out different rules for each.

Commercial pilots and operators must undergo a certification process in order to obtain an Operator's Certificate and before any flight, commercial operators must obtain specific approval by completing a flight plan and providing copies of certificates to CASA as required.

Recreational/private operators are not subjected to the same certification regime by CASA and do not need approval before operating their drones. However the following standard drone flight/operation rules apply to recreational/private operators:

- Stay at least 30m away from people;
- Keep the drone under 400ft (121.92m);
- Not operate the drone above a large gathering of people (for example sporting events or over crowds at the beach);
- Keep the drone within sight while operating it; and
- Not operate the drone within 5km of an airport or any place where planes take off or land.

CASA can issue infringement notices for any violation of the standard drone flight/operation rules with penalties up to \$8500 for each offence. If people are put at risk or a person is seriously injured, the penalties are far more serious and are dealt with on a case by case basis.

Notwithstanding the standard drone flight/operation rules, there is limited protection for privacy of individuals as there is no restriction or regulation for drone operators and users to not monitor, record or disclose individuals private activities.

An article published by "itnews for Australian Business" on the internet on 14 July 2014 detailed that:-

"A House of Representatives committee investigating the emerging use of drones has urged the Australian Government to introduce legislation which would protect citizens from "privacy-invasive technologies".

The seven-month inquiry was tasked with determining whether regulation was keeping up with the rapid adoption of emerging technologies such as unmanned aerial vehicles (UAVs). It found that drones had the potential to be misused, both by the general public as well as law enforcement operators, due to complexities and gaps in the existing regulatory framework.

The problem will be exacerbated as unregulated, consumer-grade remotely piloted aircraft (RPA) become cheaper and more advanced, the inquiry concluded. The committee offered a handful of "starting point" recommendations which would provide a harmonised regulatory approach to protecting Australians from "malicious drone use" while allowing the emerging industry to grow. It advised the Government introduce new laws by July 2015 which would protect Australians from intrusion into their private affairs.

Gaps in the Privacy Act and the Commonwealth Surveillance Devices Act, coupled with inconsistencies in various state and territory statutes currently offers limited privacy protection against invasive use of RPAs".

<http://www.itnews.com.au/News/389628,inquiry-finds-drones-a-threat-to-citizen-privacy.aspx%20-%20ixzz3f4f2tNER>

The Commonwealth's House of Representatives Standing Committee on Social Policy and Legal Affairs (Committee), as mentioned in the extract of the article above, stated in a hearing in June 2014 that CASA was set up only to ensure the safety of flying machines and did not have the capability to ensure enforcement of the standard drone flight/operation rules because of difficulties in monitoring and policing such use. Roundtable discussions by the Committee took place in Canberra and Brisbane in February and March 2014 respectively and a number of recommendations were made - a summary is set out in **Attachment 1**.

Australia's Privacy Commissioner Timothy Piglrim stated in an article published in the "Business Insider Australia" dated 18 February 2015 that the Privacy Act in its current form does not cover the actions of individuals operating and using drones. Where a private sector organisation or an Australian Government agency covered by the Privacy Act 1988 intends to use drone technology to collect personal information, it must do so in accordance with the Privacy Act which requires that:

- notice is given to affected individuals about the collection of their personal information;
- only using and disclosing the personal information as permitted by the Privacy Act; and
- ensuring all personal information is kept and securely stored.

The Privacy Act does not regulate individuals acting in their private capacity and therefore does not regulate recreational/private operators of drones. There is a real concern that current laws (both State and Commonwealth) do not provide a sufficient regulatory regime in respect of drone operation and use.

In the United States, the Federal Aviation Administration (FAA) is currently working on extensive new legislation set to come into effect in September 2015 detailing laws surrounding the operation of drones in the United States. Until then they have issued the following guidelines for the operation of drones for recreational purposes:-

- Maintain sufficient distance from populated areas.
- Cannot fly higher than 400 feet.
- Stay away from airports and helicopters.
- Cannot fly beyond the line of sight.
- Cannot fly a drone weighing more than 55lbs.
- Prior notice MUST be given to the airport operator and air traffic control tower when flying drones within 5 miles of an airport.

To operate a drone for non-recreational purposes in the United States, according to the [FAA](#), users must obtain a Certificate of Authorization (COAs).

There are two ways to obtain the FAA certification. Private sector operators are granted any “experimental airworthiness certificate” to do research and development, flight demonstrations and training. Public sector operators are granted a certificate usually for the purpose of law enforcement, firefighting, border patrol, disaster relief, military training, search and rescue, and other governmental operational missions. Drones are prohibited from routinely operating over densely populated areas.

Applicants for COAs request authorization online with operation proposals. The FAA then evaluates these proposals to determine whether the operation can be conducted safely. The COA defines the blocks of airspace that operators can use and includes special provisions unique to each proposed operation. COAs are issued for specific periods of time, often up to two years. An authorization usually requires coordination with an air traffic control facility and may require a transponder on the Drone depending on the airspace it will occupy. When the Drone operates outside airspace restricted from other users, a visual observer or “chase plane” is required to maintain visual contact with the Drone.

The US however has similar concerns with regard to the question of privacy and the ability for Drone operators to infringe against the Fourth Amendment which amongst other things regulate the privacy of U.S. Citizens. With the rapid advancement of technology, this entire area of law remains undefined.

COMMENT

It is important to balance the many beneficial and appropriate uses of drone for surveillance and as a recording device, particularly by law enforcement, emergency service agencies, the media, and also in areas such as mining, agriculture, infrastructure maintenance and tourism whilst protecting the privacy of individuals. It is vital that drone use, in particular unauthorised and inappropriate aspects of drone surveillance, is subjected to effective and manageable controls, especially considering privacy and public safety issues.

A lack of uniform privacy laws across the States and that the Privacy Act has no jurisdiction over the activities of individuals means that it now incumbent on the State Governments to review their privacy regimes and surveillance legislation to protect the public from invasive technologies like drones.

The City of Wanneroo requests that WALGA lobby State Government to work with other States and Territories to draft and implement uniform privacy laws to protect individual privacy and the public from inappropriate use of drones.

RESOLUTION

**Moved Mayor Tracey Roberts
Seconded Cr Frank Cvitan**

That feedback be sought from WALGA North Zone members in respect of the following, to be discussed at the next WALGA North Zone meeting:

1. The lack of legislation that regulates the use of surveillance devices and activities, including drones, by organisations and individuals;
2. The lack of uniform legislation regulating the use of surveillance devices and activities, including drones, by organisations and individuals across all States and Territories; and
3. Consider a joint position in respect to requesting WALGA and/or ALGA to lobby both the State Government and the Commonwealth Government (as appropriate) to:
 - a. provide the necessary authority and resources to the appropriate agency to ensure that threats to behavioural privacy arising from unauthorised and inappropriate surveillance are addressed, and that the relevant laws are enacted and enforced;
 - b. develop and implement an education campaign to inform drone operators and users about privacy and air safety laws; and
 - c. undertake all futures reviews of privacy and air safety laws to consider and align with developments in technology.

CARRIED UNANIMOUSLY

6. STATE COUNCIL AGENDA - MATTERS FOR DECISION

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

RESOLUTION

Moved Cr Elizabeth Re
Seconded Cr Domenic Zappa

That the North Metropolitan Zone endorsed en-bloc all items within the September 2015 State Council Agenda.

CARRIED

7. EXECUTIVE REPORTS

7.1 President's Report to the Zone

Mayor Tracey Roberts, Deputy WALGA President, presented the President's Report.

Noted

7.2 State Councillor's report to the Zone

Mayor Tracey Roberts, WALGA State Councillor, presented on the previous State Council meeting.

Noted

7.3 Department of Local Government and Communities Representative Update Report.

Department of Local Government and Communities representative, Ms Julie Knight, updated the Zone on DLGC issues.

Noted

8. BUSINESS

8.1 2015 Local Government Elections – Zone Officer Bearer Elections

A Chronological overview of the process is detailed below:

- Local Government elections occur on 17 October 2015.
- Member Councils to elect/appoint their Zone Delegates and to advise the Zone Executive Officer, as soon as possible but preferably by 9 November 2015.
- For the purpose of electing their representatives and deputy representatives to the WALGA State Council, the zones are required to hold these elections at their November 2015 meeting.
- Zones to advise WALGA, in writing, of their elected State Council representative and deputy representative immediately following the 2015 November Zone meeting.
- State Councillor Induction Session – morning of **2 December 2015**.
- New State Council will take office at the Ordinary Meeting of State Council on **2 December 2015**.
- The position of President and Deputy President of WALGA, will be elected at the March 2016 State Council Meeting.

In relation to the nominations and election process to be followed by each Zone in electing a representative and deputy representative to the WALGA State Council, the below process has been instituted by State Council:

1. *Zone Executive Officer to write to all Member Councils no later than 1 month prior to the Zone meeting at which the election is to be held calling for nominations from delegates to the Zone for the positions of representative and deputy representative to State Council. The correspondence is to state that all nominations are to be made in writing to the Zone Executive Officer, and only Elected Members who are a nominated Zone delegates are eligible to nominate. The time period for the receipt of nominations is to be **one week prior** to the Zone meeting at which the election will be held.*
2. *Zone Executive Officer to receive written nominations from Zone delegates for the positions of representative and deputy representative to State Council and then provide written confirmation to Member Councils of the nominations received.*
3. *Elections are to be held at the next Zone meeting as the first item of business. Where there is more than one nomination for each vacant position, an election will be conducted using a secret ballot, with the Zone Executive Officer to represent WALGA as the returning officer for the election. Prior to the ballot, nominees for each position are to be extended the opportunity to provide a 2 minute election bid to delegates.*
4. *All voting delegates to the Zone are entitled to cast one (1) vote in the ballot process. The candidate with the greater or greatest number of votes is elected to the office.*
5. **Tied vote** – *in the event of a tied vote, election will be determined by drawing names from a box. The Secretariat will put the names of the candidates concerned in a box and the first name drawn is the Elected Member.*
6. *Zone Executive Officer to advise WALGA in writing immediately following the Zone meeting of the outcome of their elections.*

If you have any questions or require further information in relation to the above mentioned process, please contact Tony Brown, Executive Manager Governance and Organisational Services on 9213 2051 or email tbrown@walga.asn.au.

RESOLUTION

**Moved Cr David Boothman
Seconded Cr Frank Cvitan**

That the election of Zone Representative and Deputy Representative to the WALGA State Council for the North Metropolitan Zone be held at the 26 November 2015 meeting.

CARRIED

9. OTHER BUSINESS

Nil

10. DATE, TIME AND PLACE OF NEXT MEETING

RESOLUTION

**Moved Cr John Chester
Seconded Mayor Tracey Roberts**

The next ordinary meeting of the North Metropolitan Zone will be held at 6:00pm on Thursday 26 November 2015 at the City of Wanneroo.

CARRIED

11. CLOSURE

The Zone congratulated Mayor Tracey Roberts on her appointment as Deputy President of WALGA.

There being no further business the Chair declared the meeting closed at 6.37pm.



ATTACHMENT 4

SUMMARY MINUTES

STATE COUNCIL MEETING

September 2015

NOTICE OF MEETING

Meeting No. 6 of 2015 of the Western Australian Local Government Association State Council held at the Narrogin Reception Centre, Corner Federal and Fortune Streets, Narrogin on Friday, 4 September 2015 commenced at 10:14am.

1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS

1.1 Attendance

Chairman	President of WALGA	Cr Lynne Craigie
Members	Avon-Midland Country Zone	Cr Lawrie Short
	Central Metropolitan Zone	Cr Janet Davidson OAM JP
	Goldfields Esperance Country Zone	Mayor Ron Yuryevich AM RFD
	Gascoyne Country Zone	Cr Ross Winzer
	Great Eastern Country Zone	President Cr Eileen O'Connell
	Great Southern Country Zone	President Cr Ken Clements
	Kimberley Country Zone	Cr Chris Mitchell
	Murchison Country Zone	Cr Simon Broad
	North Metropolitan Zone	Cr David Michael
		Cr Frank Cvitan (Deputy)
	Northern Country Zone	President Cr Karen Chappel
	Peel Country Zone	President Cr Wally Barrett
	Pilbara Country Zone	Cr Fiona White-Hartig (Deputy)
	South East Metropolitan Zone	Mayor Henry Zelones OAM JP
		Cr Fiona Reid
	South Metropolitan Zone	Cr Doug Thompson
		Mayor Logan Howlett
		Cr Ronald Pease (Deputy)
	South West Country Zone	President Cr Wayne Sanford
Ex-Officio	Local Government Managers Australia	Mr Mark Chester
Secretariat	Chief Executive Officer	Ms Ricky Burges
	Deputy Chief Executive Officer	Mr Wayne Scheggia
	EM Environment & Waste	Mr Mark Batty
	EM Governance & Organisational Services	Mr Tony Brown
	EM Finance & Marketing	Mr Zac Donovan
	EM Planning & Community Development	Ms Allison Hailes
	EM Infrastructure	Mr Ian Duncan
	EM Business Solutions	Mr John Filippone
	Manager Strategy & Reform	Mr Tim Lane

1.2 Apologies

Deputy President of WALGA	Mayor Tracey Roberts JP
North Metropolitan Zone	
Central Metropolitan Zone	Mayor Heather Henderson
	Cr Roslyn Harley (Deputy)
Central Country Zone	President Cr Philip Blight
	Cr Greg Ball (Deputy)
East Metropolitan Zone	Cr Mick Wainwright
	Cr Steve Wolff
	Cr Simon Di Rosso (Deputy)
	Cr Terence Kenyon (Deputy)
North Metropolitan Zone	Cr Geoff Amphlett
South Metropolitan Zone	Mayor Carol Adams
EO Governance & Organisational Services	Ms Ana Fernandez

OBSERVERS

- Members of the Central Country Zone

MEETING ASSESSMENT

Cr Lawrie Short was invited to undertake a meeting assessment at the conclusion of the meeting.

ANNOUNCEMENTS

- Thank you to Central Country Zone, Town of Narrogin and Shire of Narrogin.

2. MINUTES OF THE PREVIOUS MEETINGS

2.1 Minutes of July/ August State Council Meetings

Moved: Cr Wally Barrett

Seconded: Cr Doug Thompson

1. That the Minutes of the Western Australian Local Government Association (WALGA) State Council Meeting held on Wednesday, 1 July 2015 be confirmed as a true and correct record of proceedings.
2. That the Minutes of the Western Australian Local Government Association (WALGA) Special State Council Meeting held on Wednesday, 4 August 2015 be confirmed as a true and correct record of proceedings.

RESOLUTION 94.6/2015

CARRIED

2.1.1 Business Arising from the Minutes of July

Nil

2.1.2 Business Arising from the Minutes of August

Nil

3. DECLARATION OF INTEREST

Pursuant to our Code of Conduct, the following State Councillors declared an interest:

- Cr Janet Davidson – Item 5.6 – impartiality.

4. EMERGING ISSUES

4.1 Rate Capping

By Mayor Henry Zelones, State Councillor South East Metropolitan Zone

Rate Capping – is a simplistic, big brother approach to the current mismatch between community demand for services and their capacity or desire to pay for them. The current State Government perceives Local Governments as gouging residents by the wasteful handling of ratepayer funds.

The obvious reasoning behind recent attacks on local government by the Premier and a number of his senior ministers is likely to be to divert attention away from the diabolical state of the Government's own financial position and, some would suggest, as a payback over the failed local government reform. Whatever the reason, it seems that both major political parties are adopting positions that will encourage the community to support them due to their having a solution to ever increasing property taxes.

I am apolitical with no affiliation with any major or minor political party. I'd rather not have a public stoush with the Premier or his Ministers, but honestly the constant attacks on our integrity, transparency and openness of accountability to our respective constituencies is just beyond the pale.

The media and the public have been very vocal in recent times about their views on rates, particularly over the last two years. We all know the limitations of WA local government's ability to generate funds other than by rates and the impact that can have on us to keep our rates at an acceptable level in the public's eyes, an objective that perhaps can never be satisfied in the view of some of our harshest critics.

As in the reform debate, the one truth is that all local governments are not the same. Especially when it comes to a Council formulating its annual budget based on its longer term corporate business plans. The ability to draw on other sources of funding, whether it is grants, fees, charges or business operations varies widely between local governments.

On the other side of the ledger a Council's outgoing expenditure is reflective of our geography as much as it reflects our changing demographics and growth. Comparing the budgets of 30 metro local governments is not an easy task, but a very simple analysis shows the disparity of the income and expenditure of our budgets which alone should prove to the Premier and LG Minister that a simple application of a maximum annual increase in rates without a corresponding adjustment to expenditure will not balance the books. A simplistic comparison of the 108 rural and regional Councils is even more difficult.

Let me say, that after looking at the numerous media articles and interviews of the Premier and the LG Minister, it is obvious that the recently announced review of local government rates by the Department and the establishment of working groups is not about if the Government is going to fix some rate limits, but, rather agreeing on a number, or measure. The most recent comments by the Minister reveals that a cap could be fixed at CPI, LGCI or perhaps a top up percentage on top of those, if it can be justified by each local government.

The position from WALGA and some Local Governments appears to be emerging is that we are defending the status quo and for many undisclosed reasons, local government cannot agree to a rate cap as it will have severe impacts on our ability to deliver the services our community expects. Simply saying we oppose the government's intent on Rate control will only add grist to their mill and further add to their ammunition that we are oblivious to community concerns.

Our CEOs and CFOs are aware of the issue and have deep understanding of the system, however, it has been my experience to date they are not good at explaining how it works to the ordinary community. In the end the blame and the responsibility falls on the shoulders of the elected members for which we will be judged.

If we are going to be seen as acting on behalf of our communities then we need to take this issue seriously and head on. We need to emphasise that our budgets are not just about providing the traditional services of local government, but there many services we provide under legislation on behalf of the State Government. None of these services are fully funded by other sources such as fees and charges or by grants. A large portion of our budgets are allotted to picking up the short

fall. The sad fact is over the years the creep that is occurring, **we call it cost shifting**, has grown larger and gap wider apart.

My intent here is not to go into all the details of the issues arising out of the rating system, but, I believe, that we have to be far more proactive especially in challenging the onslaught of growing criticism by the government that we are incapable of any meaningful reform, we are the source of most corruption complaints, we lack transparency and are not acting in best interests of our residents and ratepayers.

What needs to be done is;

- an examination of the GRV process as it applies to Local Government, previously undertaken during the Triple S review by WALGA.
- Identification of the services LGs provide, but are not fully funded by fees and charges
- A comparison of services provided by local government (services some LG provide that others do not) i.e. more requirements as a consequence of Bushfire SPP 3.7
- For these issues to be treated as a matter of urgency in order to develop a campaign strategy well in advance of the next State elections.

Unanimous recommendation carried by the SEMZ

That the South East Metropolitan Zone requests that WALGA give the issues of potential constraints to Local Government revenue raising, which could include rate capping and cost shifting, the highest priority and urgently develop a hard hitting strategy and campaign to resist these.

Recommendation

That WALGA, as a matter of urgency, consider the issues of potential constraints to Local Government revenue sources, which should include rate capping, cost shifting and fees and charges, the highest priority and urgently develop a hard hitting strategy and campaign prior to the next State Government elections.

Secretariat Comment

There are a number of matters to consider in addressing this Emerging Issue.

In any discussion of a campaign by WALGA, there needs to be acknowledgement and recognition that a local level commitment will be required of Local Governments, as any campaign is going to require the targeting of local MPs in the community. While WALGA can run arguments in mass media (*TV, press, digital*) for the general public, to be effective there must be local level consequences for MPs to “make it real”.

We also need to acknowledge that the initial State Government positioning is both popular and populist, which makes arguing to the contrary difficult to do because those arguments do not sit favorably with the public’s core beliefs. (*Nobody likes paying rates and they are always unreasonably high, no matter how much they are, or what the ratepayer gets in return for their payment.*)

So while we have a very complex argument to present in trying to explain the rating and valuation systems to justify rating levels, the State Governments counter argument is both simpler and has greater salience with the public (*and as such will have greater cut through*).

Whilst any campaign we create will have an important “public facing” aspect, it will be as a support to local level action aimed at influencing local MPs ahead of the election not to support any legislation to create rate capping.

The risk here for us is the willingness of Local Governments to take the necessary local action. This was demonstrated very clearly when we attempted to mount the recent road funding campaign – individual Local Governments were unprepared to initiate local campaign action to underpin

WALGA's proposed media efforts. To succeed there will need to be unity and commitment from the sector.

There should be no misunderstanding that if we are to run a public campaign, it will necessarily be an aggressive attack on the State Government on a number of fronts. It is likely to worsen the existing relationship with State Government

Our strategy should not be to try to argue the pros and cons of rate capping, but rather expose why the State Government is doing it (*to distract from their own poor performance*).

If State Council is of a mind to commit to pursuing a campaign the next step would be for the Executive Manager Finance and Marketing to develop a campaign concept and indicative budget, together with options for how the funding would be sourced.

Moved: Mayor Henry Zelones

Seconded: Cr Fiona Reid

That WALGA, as a matter of urgency, consider the issues of potential constraints to Local Government revenue sources, which should include rate capping, cost shifting and fees and charges, the highest priority and urgently develop a hard hitting strategy and campaign prior to the next State Government elections.

AMENDMENT

Moved: Cr Doug Thompson

Seconded: Cr Janet Davidson

That WALGA consider the issues of potential constraints to Local Government revenue sources, which should include rate capping, cost shifting and fees and charges and report back to State Council.

LOST

Original Motion Put:

That WALGA, as a matter of urgency, consider the issues of potential constraints to Local Government revenue sources, which should include rate capping, cost shifting and fees and charges, the highest priority and urgently develop a hard hitting strategy and campaign prior to the next State Government elections.

RESOLUTION 95.6/2015

CARRIED

5. MATTERS FOR DECISION

5.1 2015 Annual General Meeting Minutes (01-003-02-0003 WS)

WALGA RECOMMENDATION

That Annual General Meeting Motions:

1. Items 4.2, 4.10, and 4.11 be noted as in accordance with Association Policy
2. Items 4.1, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8 and 4.9 be noted and forwarded to the relevant WALGA business unit for consideration; and
3. Item 4.14 be endorsed and referred to the relevant business unit for the development of the policy.

Avon Midland Country Zone	Minutes not received
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda distribution
Murchison Country Zone	No Meeting Held
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	No Minutes received
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	Minutes not received

CENTRAL COUNTRY ZONE

That the Central Country Zone request that the WALGA State Council Recommendation be amended to ensure that the conduct of a state-wide forum on Biosecurity is progressed as a matter of urgency.

That the Central Country Zone opposes any attempt to introduce rate capping now or in the future and requests that the WALGA State Council Recommendation be amended to include the details of the Local Government sectors opposition to rate capping.

Footnote:

With the above resolutions incorporated into the WALGA State Council Recommendation it would read as follows:

That Annual General Meeting Motions:

1. Items 4.2, 4.10, and 4.11 be noted as in accordance with Association Policy
2. Items 4.1, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8 and 4.9 be noted and forwarded to the relevant WALGA business unit for consideration; and
3. Item 4.8 be forwarded to the relevant WALGA business unit to arrange the conduct of a state-wide forum on Biosecurity as a matter of urgency; and
4. Item 4.14 reading in part as follows:

That WALGA:

1. *Oppose the introduction of rate-capping for Western Australian Local Governments as reported to be proposed by the current State Government.*

be endorsed and referred to the relevant business unit for the development of the policy.

SECRETARIAT COMMENT

In respect to item 4.8, the conduct of a state-wide forum can be organised as a matter of urgency. However, the Zone recommendation ignores the remaining four items of the AGM recommendation and it is proposed that this work still be considered.

In respect to item 4.14, the Zone recommendation is consistent with the WALGA recommendation.

Moved: Mayor Ron Yuryevich

Seconded: Cr Ross Winzer

That Annual General Meeting Motions:

1. **Items 4.2, 4.10, and 4.11 be noted as in accordance with Association Policy**
2. **Items 4.1, 4.3, 4.4, 4.5, 4.6, 4.7, and 4.9 be noted and forwarded to the relevant WALGA business unit for consideration;**
3.
 - a. **Item 4.8 be noted and forwarded to the relevant WALGA Business Unit for consideration**
 - b. **WALGA arrange the conduct of a state-wide forum on Biosecurity as a matter of urgency; and**
4. **Item 4.14 be endorsed and referred to the relevant business unit for the development of the policy.**

RESOLUTION 96.6/2015

CARRIED

5.2 Grain Freight on Rail (05-006-02-0005 ID)

WALGA RECOMMENDATION

That WALGA write to the Minister for Transport and all Members of Parliament in areas impacted by the grain supply chain calling on the State Government to:

1. Take all reasonable steps to ensure that CBH and Brookfield rail have an interim rail access agreement in place at least three months prior to the expiry of the current interim agreement and support the parties working through and if necessary amending the Railways (Access) Code to facilitate a long term agreement.
2. Initiate and fund an independent review of the grain supply chain, identifying the critical investments (new and renewal) required to ensure the least-cost (including both public and private costs) pathway for grain exported from WA recognising the practical constraints.

Avon Midland Country Zone	Minutes not received
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda distribution
Murchison Country Zone	No Meeting Held
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	No Minutes received
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	Minutes not received

GOLDFIELDS ESPERANCE COUNTRY ZONE

1. That WALGA write to the Minister for Transport and all Members of Parliament in areas impacted by the grain supply chain calling on the State Government to:
 - a) Take all reasonable steps to ensure that CBH and Brookfield rail have an interim rail access agreement in place at least three months prior to the expiry of the current interim agreement and support the parties working through and if necessary amending the Railways (Access) Code to facilitate a long term agreement; and
 - b) Initiate and fund an independent review of the grain supply chain, identifying the critical investments (new and renewal) required to ensure the least-cost (including both public and private costs) pathway for grain exported from WA recognising the practical constraints.
2. That WALGA seek a meeting between the President of WALGA and the Chairman of the Local Government Grain Freight Group with the Minister for Transport for the purpose of discussing concerns of local government with delays in reaching agreement on grain freight movements including the road freight task and the rail access agreement.

GREAT EASTERN COUNTRY ZONE

1. That WALGA write to the Minister for Transport and all Members of Parliament in areas impacted by the grain supply chain calling on the State Government to:
 - a) Take all reasonable steps to ensure that CBH and Brookfield rail have an interim rail access agreement in place at least three months prior to the expiry of the current interim agreement and support the parties working through and if necessary amending the Railways (Access) Code to facilitate a long term agreement; and

- b) Initiate and fund an independent review of the grain supply chain, identifying the critical investments (new and renewal) required to ensure the least-cost (including both public and private costs) pathway for grain exported from WA recognising the practical constraints.
2. That the WA Local Government Association be requested to seek a meeting between the President of the WA Local Government Association and the Chairman of the Local Government Grain Freight Group with the Minister for Transport for the purpose of discussing concerns of local government with delays in reaching agreement on grain freight movements including the road freight task and the rail access agreement.

SECRETARIAT COMMENT

The Zone's recommendation is included in the Composite Recommendation.

Moved: Mayor Ron Yuryevich

Seconded: Cr Karen Chappel

1. That WALGA write to the Minister for Transport and all Members of Parliament in areas impacted by the grain supply chain calling on the State Government to:
 - a) Take all reasonable steps to ensure that CBH and Brookfield rail have an interim rail access agreement in place at least three months prior to the expiry of the current interim agreement and support the parties working through and if necessary amending the Railways (Access) Code to facilitate a long term agreement; and
 - b) Initiate and fund an independent review of the grain supply chain, identifying the critical investments (new and renewal) required to ensure the least-cost (including both public and private costs) pathway for grain exported from WA recognising the practical constraints.
2. That WALGA seek a meeting between the President of WALGA and the Chairman of the Local Government Grain Freight Group with the Minister for Transport for the purpose of discussing concerns of local government with delays in reaching agreement on grain freight movements including the road freight task and the rail access agreement.

RESOLUTION 97.6/2015

CARRIED

5.3 Improvement Plans and Improvement Schemes (05-047-01-0014 VJ)

WALGA RECOMMENDATION

That WALGA seek clarity from the Minister for Planning about the use of Improvement Plans and Improvement Schemes within the WA planning framework, and specifically query the lack of regulations that:

1. Clearly define why, where and when an Improvement Plan should be established;
2. Clearly define what the WAPC/Department of Planning can include in an Improvement Plan area; and
3. Clearly state why, where and when an Improvement Scheme should be established, who is responsible for its development and implementation and how this scenario differs from solely establishing an Improvement Plan.

Avon Midland Country Zone	Minutes not received
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda distribution
Murchison Country Zone	No Meeting Held
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	No Minutes received
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	Minutes not received

Moved: Mayor Logan Howlett
Seconded: Cr Ross Winzer

That WALGA seek clarity from the Minister for Planning about the use of Improvement Plans and Improvement Schemes within the WA planning framework, and specifically query the lack of regulations that:

1. Clearly define why, where and when an Improvement Plan should be established;
2. Clearly define what the WAPC/Department of Planning can include in an Improvement Plan area; and
3. Clearly state why, where and when an Improvement Scheme should be established, who is responsible for its development and implementation and how this scenario differs from solely establishing an Improvement Plan.

RESOLUTION 98.6/2015

CARRIED

5.4 Interim Submission – Draft Perth and Peel @ 3.5 million - Strategic land use planning documents (05-036-03-0052 VJ)

WALGA RECOMMENDATION

That the interim submission on the Draft Perth and Peel @ 3.5million Strategic land use planning documents be endorsed.

Avon Midland Country Zone	Minutes not received
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda distribution
Murchison Country Zone	No Meeting Held
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	No Minutes received
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	Minutes not received

EAST METROPOLITAN ZONE

That recommendation bullet point 3 is amended to read “Ensure the Perth and Peel @3.5 million report aligns with all Local Government Strategies.”

SECRETARIAT COMMENT

The Zone’s recommendation was included in the Composite Recommendation for consideration.

Cr Cvitan left the meeting at 10:55am returned 10:58am.

Mayor Yuryevich left the meeting at 10:58am and returned at 11:00am.

Moved: Cr Wally Barrett

Seconded: Cr Chris Mitchell

That the interim submission on the Draft Perth and Peel @ 3.5million Strategic land use planning documents be endorsed.

RESOLUTION 99.6/2015

CARRIED

5.5 Local Government and Tourism Discussion Paper (05-060-03-0001 NH)
--

WALGA RECOMMENDATION

1. That WALGA endorses the following actions (as outlined within the Local Government and Tourism Discussion Paper developed by the Association) for discussion with Tourism WA and the Regional Development Commissions:
 - a) WALGA to work with Tourism Western Australia to:
 - i. Develop a Local Government Tourism Strategy to deliver local tourism outcomes;
 - ii. Investigate the development of resources including a destination marketing management toolkit;
 - iii. Investigate tourism education and training options for Local Government;
 - iv. Improve current Local Government tourism data collection including visitor numbers and visitor activities and marketing; and
 - v. Identify funding opportunities for metropolitan and urban growth corridors to deliver tourism outcomes.
 - b) WALGA to engage with the Regional Development Commissions to:
 - i. Advocate for funding to implement the Regional Development Commission Investment Blueprints;
 - ii. Undertake a desktop audit of tourism organizations within respective Development Commissions boundaries to facilitate better strategic planning between tourism organizations and Local Government; and
 - iii. Establish a centralized and coordinated network of tourism organizations.

Avon Midland Country Zone	Minutes not received
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda distribution
Murchison Country Zone	No Meeting Held
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	No Minutes received
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	Minutes not received

Moved: Mayor Ron Yuryevich
Seconded: Cr Janet Davidson

- 1. That WALGA endorses the following actions (as outlined within the Local Government and Tourism Discussion Paper developed by the Association) for discussion with Tourism WA and the Regional Development Commissions:**
 - a) WALGA to work with Tourism Western Australia to:**
 - i. Develop a Local Government Tourism Strategy to deliver local tourism outcomes;**
 - ii. Investigate the development of resources including a destination marketing management toolkit;**
 - iii. Investigate tourism education and training options for Local Government;**
 - iv. Improve current Local Government tourism data collection including visitor numbers and visitor activities and marketing; and**
 - v. Identify funding opportunities for metropolitan and urban growth corridors to deliver tourism outcomes.**
 - b) WALGA to engage with the Regional Development Commissions to:**
 - i. Advocate for funding to implement the Regional Development Commission Investment Blueprints;**
 - ii. Undertake a desktop audit of tourism organizations within respective Development Commissions boundaries to facilitate better strategic planning between tourism organizations and Local Government; and**
 - iii. Establish a centralized and coordinated network of tourism organizations.**

RESOLUTION 100.6/2015

CARRIED

5.6 Vision and Framework for Strategic Action for Public Library Services in Western Australia (05-057-02-0051 JH)

WALGA RECOMMENDATION

1. That:
 - a. The Vision 2025 and Framework for Strategic Action for Public Library Services in Western Australia be endorsed.
 - b. WALGA seeks the Minister for Culture and Arts and Minister for Local Government and Communities' support for:
 - i. the Vision 2025 and Framework for Strategic Action for Public Library Services in Western Australia;
 - ii. development of a Public Libraries 2025 Strategic Plan; and
 - iii. the establishment of a Public Libraries Taskforce, as a matter of priority, to lead the development and implementation of the strategic plan.
2. That WALGA coordinate and conduct a second phase of research to further develop the strategies and actions outlined in the Framework for Strategic Action and identify the legislative, funding and service models required to achieve the Vision 2025.

Avon Midland Country Zone	Minutes not received
Central Country Zone	WALGA Recommendation Supported
Central Metropolitan Zone	WALGA Recommendation Supported
East Metropolitan Zone	WALGA Recommendation Supported
Gascoyne Zone	WALGA Recommendation Supported
Goldfields Esperance Country Zone	WALGA Recommendation Supported
Great Eastern Country Zone	WALGA Recommendation Supported
Great Southern Country Zone	WALGA Recommendation Supported
Kimberley Zone	Meeting held prior to Agenda distribution
Murchison Country Zone	No Meeting Held
North Metropolitan Zone	WALGA Recommendation Supported
Northern Country Zone	WALGA Recommendation Supported
Peel Zone	WALGA Recommendation Supported
Pilbara Zone	No Minutes received
South East Metropolitan Zone	WALGA Recommendation Supported
South Metropolitan Zone	WALGA Recommendation Supported
South West Country Zone	Minutes not received

Cr Janet Davidson declared an Impartiality interest on this item.

Moved: Cr Fiona Reid

Seconded: Mayor Logan Howlett

- 1. That:**
 - a. The Vision 2025 and Framework for Strategic Action for Public Library Services in Western Australia be endorsed.**
 - b. WALGA seeks the Minister for Culture and Arts and Minister for Local Government and Communities' support for:**
 - i. the Vision 2025 and Framework for Strategic Action for Public Library Services in Western Australia;**
 - ii. development of a Public Libraries 2025 Strategic Plan; and**
 - iii. the establishment of a Public Libraries Taskforce, as a matter of priority, to lead the development and implementation of the strategic plan.**
- 2. That WALGA coordinate and conduct a second phase of research to further develop the strategies and actions outlined in the Framework for Strategic Action and identify the legislative, funding and service models required to achieve the Vision 2025.**

RESOLUTION 101.6/2015

CARRIED

MATTERS FOR CONSIDERATION BY STATE COUNCILLORS (UNDER SEPARATE COVER)

5.7 Application for Transferal of Zone Membership – Shire of Cocos (Keeling) Islands (01-005-02-0018 TB)

By Tony Brown, Executive Manager Governance and Organisational Services

**Moved: Cr Karen Chappel
Seconded: Cr Ross Winzer**

That State Council approves the Shire of Cocos (Keeling) Islands application to transfer from the Pilbara Country Zone of WALGA to the Kimberley Country Zone of WALGA in accordance with Clause 14 of the Association Constitution.

RESOLUTION 102.6/2015

CARRIED

In Brief

- The Shire of Cocos (Keeling) Islands is seeking formal State Council consideration of their application to transfer their Zone membership from the Pilbara Country Zone of WALGA to the Kimberley Country Zone of WALGA;
- Transferal of Zone membership is to be determined by State Council in accordance with Clause 14 of the Association Constitution;
- State Council consideration of the Shire of Cocos (Keeling) Islands application is sought.

Attachment

Nil.

Relevance to Strategic Plan

Key Strategies

Engagement with Members

- Deliver a broad range of benefits and services that enhance the capacity of member Local Governments;
- Improve communication and build relationships at all levels of member Local Governments;
- Provide ongoing professional development and interactive opportunities for Elected Members to contribute to debate on sector issues;
- Build a strong sense of WALGA ownership and alignment.

Policy Implications

Nil

Budgetary Implications

Nil

Background

The Shire of Cocos (Keeling) Islands wrote to the Association in June 2015 formally seeking State Council's consideration of their proposal to withdraw from the Pilbara Country Zone of WALGA to join the Kimberley Country Zone of WALGA.

Clause 14 of the Association Constitution, pertaining to "Zones", outlines the process for an Ordinary Member to transfer from one Zone to another.

Clause 14 (2) of the Constitution states:

14 (2) The membership of Ordinary Members to Zones shall be determined from time to time by State Council.

Clause 14 (7) and (8) relate to an application for transferring from one Zone to another:

14 (7) An application for change in membership between Zones may only be made by the member seeking to change its membership and with the approval of the receiving Zone.

14 (8) Applications for changes in membership between Zones shall be determined by the State Council. In considering such applications, State Council shall give regard to the reasons provided in support of the application and any views expressed by the Zones directly affected by the application. State Council may approve or refuse any application, advising accordingly and including any reason therefore.

In accordance with Clause 14 (7), above, the application for change in membership was made by the Shire of Cocos (Keeling) Islands. The Kimberley Zone, at their 3 August 2015 meeting, voted unanimously to support the Shire of Cocos (Keeling) Islands application.

In accordance with Clause 14 (8), the reasons provided by the Shire of Cocos (Keeling) Islands, in its letter of application are detailed below:

"The Shire is endeavoring to become more actively involved in the Association and it is our view that there are more areas of similarities for the Shire with the Kimberley Country Zone than that of the Pilbara Zone. In addition it is a strong view of Council that the Shire of Cocos (Keeling) Islands should be in the same zone as the Shire of Christmas Island.

As stated above, the Kimberley Country Zone supports the Shire of Cocos (Keeling) Islands application. The Pilbara Country Zone at their meeting on 27 August 2015 also supported the proposed change of Zone.

Comment

State Council is asked to consider the Shire of Cocos (Keeling) Islands application to transfer their Zone membership from the Pilbara Country Zone to the Kimberley Country Zone.

Based on the Council's request and the support of the two zones involved, the transfer of Zones is recommended.

5.8 2016 State Council Meeting Schedule and Regional Meetings (01-004-02-0001 TB)

By Tony Brown, Executive Manager Governance & Organisational Services

Mr Lane left the meeting at 11:12am and returned at 11:14am.

Moved: Cr Lawrie Short
Seconded: Cr Wayne Sanford

That the State Council Meeting Schedule for 2016 be endorsed.

RESOLUTION 103.6/2015

CARRIED

In Brief

- The proposal is for the 2016 State Council Meeting Schedule.
- A Special Budget Adoption Meeting is proposed to discuss Budget issues in June 2016.
- Two Regional Meetings are proposed for 2016 to be held in May and September.

Relevance to Strategic / Business Plan

Key Strategies

Engagement with Members

- Deliver a broad range of benefits and services that enhance the capacity of member Local Governments;
- Improve communication and build relationships at all levels of member Local Governments;
- Provide ongoing professional development and interactive opportunities for Elected Members to contribute to debate on sector issues;
- Build a strong sense of WALGA ownership and alignment.

Sustainable Local Government

- Continue to build capacity to deliver sustainable Local Government;
- Provide support to all members, according to need;
- Represent the diversity of members' aspirations in the further development of Local Government in Western Australia;
- Foster economic and regional development in Local Government.

Enhanced Reputation and Relationships

- Communicate and market the profile and reputation of Local Government and WALGA;
- Promote WALGA's advocacy successes with the sector and the wider community;
- Strengthen effective relationships with external peak bodies and key decision makers in State and Federal Government;
- Develop simple and consistent messages that are effectively articulated;
- Promote WALGA's supplier agreements to assist Local Governments.

Policy Implications

Nil

Budgetary Implications

In respect to budget implications the Association's 15/16 Budget includes funding for State Council meetings and also provides a specific allocation of \$60,000 for 2 regional meeting of State Council in 2016.

Background

The annual meeting calendar provides for 5 ordinary State Council meetings together with a Special Meeting to endorse the annual WALGA budget and to review the strategic plan.

In addition regional meetings afford State Council the opportunity to meet with Elected Members and senior officers from Local Governments within a region, to discuss issues of local and regional significance. They also allow State Councillors to meet with other regional groups of interest to gain a first-hand appreciation of the various issues confronting Local Governments in each region. Since 2002, Regional Meetings of State Council have been held on an annual basis. 2015/16 is the first year that there will be 2 meetings in the one financial year.

Comment

State Council Meeting Schedule

It is proposed that for the 2016 calendar year that a special State Council Meeting be held in the first week of June to adopt the 2016/17 Association Budget and to review the 2015/2020 WALGA Strategic Plan.

It is proposed that this would be a Special meeting of State Council and would not require the Zone Meeting process.

Regional Meetings

The May 2016 Regional Meeting be held in the Murchison Zone at a location to be decided. This will require a combination of a flight and bus travel.

It is proposed the second Regional Meeting in September be held in the Avon-Midland Country Zone with the location to be decided. The method of transport would be by bus.

The proposed schedule for State Council Meetings would be as follows:

2016 Meeting Dates
Wednesday 2 March
Regional Meeting (Murchison) 5-6 May
Special Meeting Budget Adoption Wednesday 8 June
Wednesday 6 July
Regional Meeting (Avon-Midland Country) 8-9 September
Wednesday 7 December

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

Moved: Cr Wally Barrett
Seconded: Mayor Logan Howlett

That the Minutes of the Finance and Services Committee meetings held 15 July and 19 August 2015 be endorsed.

RESOLUTION 104.6/2015

CARRIED

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

Moved: Mayor Logan Howlett
Seconded: Cr Doug Thompson

That the recommendations from the Selection Committee meeting minutes dated 25 August 2015 be endorsed by State Council.

RESOLUTION 105.6/2015

CARRIED

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

By Ricky Burges, Chief Executive Officer

Moved: Mayor Henry Zelones
Seconded: Mayor Logan Howlett

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

Document	Document Description	Signatories	State Council prior approval
First Deed of Amendment to Facility Agreement	Amendment to the Facility Agreement for ONE70 Railway Pde	WALGA as Trustee for LG House Commonwealth Bank Australia QUBE Railway Pde Pty Ltd	No
Bankwest Irrevocable Authority	For Joint Venture for ONE70 Railway Pde	QUBE Railway Pde Pty Ltd WALGA as Trustee for LG House	No

RESOLUTION 106.6/2015

CARRIED

In Brief

The common seal has been used twice since the last report to State Council.

Attachment

Nil

Relevance to Strategic Plan

Nil

Key Strategies

Nil

Background

Clause 26 of the WA Local Government Association Constitution, which establishes and regulates the use of the Association's common seal, provides that:

'The Association shall have a common seal which shall be held in the custody of the Chief Executive Officer at all times. The common seal may be affixed to documents by resolution of the State Council in the presence of the Chief Executive Officer and one of either the President or Deputy President.'

'The Chief Executive Officer shall maintain a register in which shall be recorded the details of all documents to which the common seal has been affixed.'

On 4 December 2002, the State Council carried a resolution establishing parameters for all use of the common seal and delegating power to affix the common seal in instances where obtaining prior approval is not practical to the Chief Executive Officer and one of either the President or Deputy President. The resolution, which is recorded below, is to be applied retrospectively to all applications of the common seal:

1. *That affixation of the Association's Common Seal be undertaken upon the resolution of State Council except where it is impractical to obtain prior approval;*
2. *That in instances where obtaining prior approval is impractical, authority to affix the Common Seal be delegated to the Chief Executive Officer and one of either the President or Deputy President; and*
3. *That a regular report be submitted to State Council "for noting" outlining all instances where the Common Seal has been used without prior resolution.*

Comment

Nil

6. MATTERS FOR NOTING / INFORMATION

6.1 Parliamentary Committee Review, Development Assessment Panels (05-047-01-0016 CG)

WALGA RECOMMENDATION

That WALGA note the Association's report Development Assessment Panels, 4th Year Review.

Avon Midland Country Zone	Minutes not received
Central Country Zone	WALGA Recommendation Noted
Central Metropolitan Zone	WALGA Recommendation Noted
East Metropolitan Zone	WALGA Recommendation Noted
Gascoyne Zone	WALGA Recommendation Noted
Goldfields Esperance Country Zone	WALGA Recommendation Noted
Great Eastern Country Zone	WALGA Recommendation Noted
Great Southern Country Zone	WALGA Recommendation Noted
Kimberley Zone	Meeting held prior to Agenda distribution
Murchison Country Zone	No Meeting Held
North Metropolitan Zone	WALGA Recommendation Noted
Northern Country Zone	WALGA Recommendation Noted
Peel Zone	WALGA Recommendation Noted
Pilbara Zone	No Minutes received
South East Metropolitan Zone	WALGA Recommendation Noted
South Metropolitan Zone	WALGA Recommendation Noted
South West Country Zone	Minutes not received

Moved: Mayor Ron Yuryevich
Seconded: Cr Janet Davidson

That WALGA note the Association's report Development Assessment Panels, 4th Year Review.

RESOLUTION 107.6/2015

CARRIED

6.2 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)

WALGA RECOMMENDATION

That State Council note the resolutions of the Municipal Waste Advisory Council at its 24 June 2015 meeting.

Avon Midland Country Zone	Minutes not received
Central Country Zone	WALGA Recommendation Noted
Central Metropolitan Zone	WALGA Recommendation Noted
East Metropolitan Zone	WALGA Recommendation Noted
Gascoyne Zone	WALGA Recommendation Noted
Goldfields Esperance Country Zone	WALGA Recommendation Noted
Great Eastern Country Zone	WALGA Recommendation Noted
Great Southern Country Zone	WALGA Recommendation Noted
Kimberley Zone	Meeting held prior to Agenda distribution
Murchison Country Zone	No Meeting Held
North Metropolitan Zone	WALGA Recommendation Noted
Northern Country Zone	WALGA Recommendation Noted
Peel Zone	WALGA Recommendation Noted
Pilbara Zone	No Minutes received
South East Metropolitan Zone	WALGA Recommendation Noted
South Metropolitan Zone	WALGA Recommendation Noted
South West Country Zone	Minutes not received

Moved: Cr Lawrie Short
Seconded: Cr Fiona Reid

That State Council note the resolutions of the Municipal Waste Advisory Council at its 24 June 2015 meeting.

RESOLUTION 108.6/2015

CARRIED

7. ORGANISATIONAL REPORTS

7.1 Key Activity Reports

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

**Moved: Cr Wally Barrett
Seconded: Mayor Logan Howlett**

That the Key Activities Report from the Environment and Waste Unit to the September 2015 State Council meeting be noted.

RESOLUTION 109.6/2015

CARRIED

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

**Moved: Cr Wally Barrett
Seconded: Mayor Logan Howlett**

That the Key Activities Report from the Governance and Organisational Services Unit to the September 2015 State Council meeting be noted.

RESOLUTION 110.6/2015

CARRIED

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

**Moved: Cr Wally Barrett
Seconded: Mayor Logan Howlett**

That the Key Activities Report from the Infrastructure Unit to the September 2015 State Council meeting be noted.

RESOLUTION 111.6/2015

CARRIED

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

Mayor Yuryevich left the meeting at 11:27am and returned at 11:32am.

**Moved: Cr Wally Barrett
Seconded: Mayor Logan Howlett**

That the Key Activities Report from the Planning and Community Development Unit to September 2015 State Council meeting be noted.

RESOLUTION 112.6/2015

CARRIED

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

**Moved: Cr Wally Barrett
Seconded: Mayor Logan Howlett**

That the report on the key activities of the Association's Policy Forums to the September 2015 State Council meeting be noted.

RESOLUTION 113.6/2015

CARRIED

7.3 President's Report

**Moved: Cr Wally Barrett
Seconded: Mayor Logan Howlett**

That the President's Report for September 2015 be received.

RESOLUTION 114.6/2015

CARRIED

7.4 CEO's Report

**Moved: Cr Doug Thompson
Seconded: Mayor Logan Howlett**

That the CEO's Report for September 2015 be received.

RESOLUTION 115.6/2015

CARRIED

7.5 LGMA President's Report

Cr Michael left the meeting at 11:40am and returned at 11:42am.

LGMA President, Mark Chester presented an LGMA update.

8. ADDITIONAL ZONE RESOLUTIONS

Moved: Cr Eileen O'Connell
Seconded: Cr Janet Davidson

That the additional Zone Resolutions from the September 2015 round of Zones meetings as follows be referred to the appropriate policy area for consideration.

RESOLUTION 116.6/2015

CARRIED

EAST METROPOLITAN ZONE

WALGA Governance Review – Discussion Paper (Governance)

The East Metro Zone of WALGA recommends that WALGA amend its Constitution to include the following provisions:

ROLE OF WALGA PRESIDENT

In addition to any other specific functions provided elsewhere in this Constitution, the President shall:

1. Presides at WALGA State Council meetings.
2. Provides leadership and guidance to all WALGA Zones
3. Liaises with all WALGA constituent Local Governments on WALGA's functions and affairs.
4. Takes the lead in WALGA's advocacy with State and Federal Governments and other organisations, in a manner that represents the views of constituent local governments.
5. Liaises with the CEO on the functions and affairs of WALGA

Rate Capping (Governance)

That WALGA concentrate its public relations and advocacy efforts on opposing any attempts to introduce rate capping, and monitors any other rate control proposals by the State Government to ensure that Local Governments retain the ability to rate appropriately to meet the service and infrastructure needs of their communities.

- This item was considered as part of the Emerging Issue Item 4.1

Note of Congratulations (Governance)

That the East Metropolitan zone sends a note of congratulations to the new WALGA President and Deputy President.

NORTH METROPOLITAN ZONE

Local Government to Lobby State Government for the Regulation of Drones (Infrastructure)

That WALGA North Zone requests WALGA to lobby the State Government to:

1. Review and modernise the legislation regulating the use of surveillance devices and activities, including drones, by all organisations and individuals;
2. Liaise with the other State and Territory Governments in respect of uniform legislation regulating the use of surveillance devices and activities, including drones, by all organisations and individuals across all States and Territories;
3. Provide the necessary authority and resources to the appropriate agency, to ensure that threats to behavioural privacy arising from unauthorised and inappropriate surveillance are addressed, and that the relevant laws are enforced;

4. Develop and implement an education campaign to inform drone operators and users about privacy and air safety laws; and
5. Undertake all futures reviews of privacy and air safety laws to consider and align with developments in technology.

SOUTH EAST METROPOLITAN ZONE

Environmental Issue Regarding the White Cockatoo – City of Armadale (Environment)

That WALGA advocate to the appropriate State Government Agency for a strategic, coordinated and resourced approach to address the issue of the increased population of Corella Cockatoos.

Rate Reform – City of Armadale (Governance)

That the South East Metropolitan Zone requests that WALGA give the issues of potential constraints to Local Government revenue raising, which could include rate capping and cost shifting, the highest priority and urgently develop a hard hitting strategy and campaign to resist these.

- This item was considered as part of the Emerging Issue Item 4.1

CENTRAL METROPOLITAN ZONE

Local Government Reform (Governance)

That the WALGA State Council is requested to consider reviewing its previous policy position on Local Government reform and adopting a policy position which includes:

- a. Any future State Government proposals to reform the sector without adequate funding being provided for the costs incurred by councils will not be supported by the sector; and
- b. No forced mergers be proposed by way of boundary adjustments without the requirements for the preparation of a business case and a poll of ratepayers both being in support the proposal.

GREAT EASTERN COUNTRY ZONE

Increase in Emergency Services Levy (Community)

1. That the Great Eastern Country Zone note the continuing disproportionate increases in the Emergency Services Levy and request that WALGA develop a strategy to advocate to the State Government for a return to the original intent of the funding arrangements including an increased allocation from consolidated revenue.

Note of Congratulations (Governance)

That the Great Eastern Country Zone sends a note of congratulations to the new WALGA President and Deputy President.

CENTRAL COUNTRY ZONE

Financial Assistance Grants (Economics)

That WALGA be requested to seek a change to the arrangement for advising of the Financial Assistance Grants so that details of the actual annual grant are provided to each Local Government by 30 June each year.

Review of Local Government Water Services Licencing – Shire of Brookton (Environment)

That the Central Country Zone advises WALGA State Council of its concerns and issues with the current regulatory and compliance burden imposed on Local Governments by the Economic Regulation Authority under the *Water Services Act (2012)* and seek for WALGA to advocate for a full exemption for non-metropolitan Local Governments with less than 1,000 connections.

Increase in Emergency Services Levy (Community)

That the Central Country Zone note the continuing disproportionate increases in the Emergency Services Levy and request that WALGA develop a strategy to advocate to the State Government for a return to the original intent of the funding arrangements including an increased allocation from consolidated revenue.

GASCOYNE COUNTRY ZONE

White Paper on Northern Australia (Governance)

That WALGA write a letter of support to Melissa Price that the southern boundary of Northern Australia should be the 26th parallel.

9. MEETING ASSESSMENT

Cr Lawrie Short provided feedback as to the effectiveness of the meeting.

10. DATE OF NEXT MEETING

That the next meeting of the Western Australia Local Government Association State Council be held in the Boardroom at WALGA, ONE70 Railway Parade, West Leederville, on Wednesday, 2 December commencing 4pm.

11. CLOSURE

There being no further business the Chair declared the meeting closed at 11:52am.